

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

June 16, 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.

*Members of the public may attend the meeting in person, however social distancing practices will be followed. Attendees will need to wear a mask whenever in District facilities. For the safety and well-being of others, speakers will be required to wear a mask when addressing the Board at the podium. If participants choose to not attend the Board meeting 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 telephonically by clicking [here](#), **register only if you are not attending in person**. Those who have registered to comment will receive an email prior to the meeting with information on how to join and comment via a Zoom link. If you are attending in person 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))

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Gregory Merwin/Kathy Purcell
Significant Exposure to Litigation – Four Cases
ADR Case Number 20201117
ADR Case Number 20210324
ADR Case Number 20210430
ADR Case Number 20210503
(Pursuant to Government Code § 54956.9(d)(2))

EXHIBIT B-1
EXHIBIT B-2
EXHIBIT B-3
EXHIBIT B-4

Clark Hampton/John Forney
Attorney – Terry Tao
Significant Exposure to Litigation – One Case
(Pursuant to Government Code § 54956.9 (d) (2) or (3))

EXHIBIT B-5

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Gregory Merwin/Kathy Purcell
Significant Exposure to Litigation – Six Cases
OAH Case Number 2021010262
OAH Case Number 2021010308
OAH Case Number 2021030280
OAH Case Number 2021030703
OAH Case Number 2021040222
OAH Case Number 2021040251

EXHIBIT C-1
EXHIBIT C-2
EXHIBIT C-3
EXHIBIT C-4
EXHIBIT C-5
EXHIBIT C-6

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

D. CONFERENCE WITH LABOR NEGOTIATORS

District Negotiators: Kirsten Vital Brulte/Tim Brooks/Clark Hampton
Employee Organizations:

EXHIBIT D-1

- 1) Capistrano Unified Education Association (CUEA)
 - 2) California School Employees Association (CSEA)
 - 3) Teamsters
 - 4) Capistrano Unified Management Association (CUMA)
 - 5) Unrepresented Employees/Associate Superintendents/Deputy Superintendent
- (Pursuant to Government Code § 54957.6)*

E. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Tim Brooks
Three Cases
(Pursuant to Government Code § 54957)

EXHIBIT E-1
EXHIBIT E-2
EXHIBIT E-3

F. PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT

Tim Brooks
Principal, Elementary and Middle School/Multiple Sites
Principal, Middle School
Principal, High School
(Pursuant to Government Code § 54957)

EXHIBIT F-1
EXHIBIT F-2
EXHIBIT F-3

G. PUBLIC EMPLOYMENT AND EVALUATION OF PERFORMANCE

Superintendent
(Pursuant to Government Code § 54957(b))

EXHIBIT G-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 Milers

Jordan Barba, Aliso Niguel High School student, for her bravery in helping an Emergency Medical Technician classmate during an emergency medical situation.

Adam Brody, President of Strategic Kids, Delores Daley, YMCA Chief Operations Officer, and Kaycee Martin, YMCA Executive Director of Child and Youth Development, for their work to ensure staffing in critical positions in District schools working as Substitutes in Extended Learning and Student Supervision.

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.

PUBLIC HEARINGS

1. PUBLIC HEARING: 2021-2022 SPECIAL EDUCATION LOCAL PLAN AREAS ANNUAL SERVICE PLAN AND ANNUAL BUDGET PLAN: Page 1
EXHIBIT 1

The Board will conduct a public hearing on the Special Education Local Plan Area Annual Service Plan and Annual Budget Plan. Supporting documentation information is located in the Exhibit 55.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions. Contact: Gregory Merwin, Chief Academic Officer, Education and Support Services

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

2. PUBLIC HEARING: GENERAL TRUCK DRIVERS, OFFICE, FOOD & WAREHOUSE UNION, TEAMSTERS LOCAL 952'S INITIAL PROPOSAL AND CAPISTRANO UNIFIED SCHOOL DISTRICT'S INITIAL PROPOSAL FOR 2021-2022 REOPENER NEGOTIATIONS: Page 2
EXHIBIT 2

The Board will conduct a public hearing on receiving the General Truck Drivers, Office, Food & Warehouse Union, Teamsters Local 952 and Capistrano Unified School District's initial proposals for negotiations for the 2021-2022 school year. This Public Hearing is conducted to meet the sunshining requirements set forth in Government Code § 3547. Supporting documentation information is located in the Exhibit 61.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions. Contact: Tim Brooks, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on this item, and after hearing any speakers, formally close the hearing.

3. PUBLIC HEARING: CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION'S INITIAL PROPOSAL AND CAPISTRANO UNIFIED SCHOOL DISTRICT'S INITIAL PROPOSAL FOR 2021-2022 REOPENER NEGOTIATIONS: Page 4
EXHIBIT 3

The Board will conduct a public hearing on receiving Capistrano Unified School District's and California School Employees Association's (CSEA) initial proposals for negotiations for the 2021-2022 school year. This public hearing is conducted to meet the sunshining requirements set forth in Government Code § 3547. Supporting documentation information is located in the Exhibit 59.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions. Contact: Tim Brooks, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on this item, and after hearing any speakers, formally close the hearing.

- 4. **PUBLIC HEARING: CAPISTRANO UNIFIED EDUCATION ASSOCIATION’S INITIAL PROPOSAL AND CAPISTRANO UNIFIED SCHOOL DISTRICT’S INITIAL PROPOSAL FOR 2021-2022 REOPENER NEGOTIATIONS:** Page 6
EXHIBIT 4

The Board will conduct a public hearing on receiving Capistrano Unified School District’s and Capistrano Unified Education Association’s (CUEA) initial proposals for negotiations for the 2021-2022 school year. This public hearing is conducted to meet the sunshining requirements set forth in Government Code § 3547. Supporting documentation information is located in the Exhibit 60.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions. Contact: Tim Brooks, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on this item, and after hearing any speakers, formally close the hearing.

- 5. **PUBLIC HEARING: 2021-2022 BUDGET ADOPTION:** Page 8
EXHIBIT 5

The Board will conduct a public hearing on the 2021-2022 Budget Adoption. Supporting documentation information is located in Exhibit 57.

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 open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

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

- 6. **DONATION OF FUNDS AND EQUIPMENT:** Page 9
EXHIBIT 6

This is a monthly item. Approval of donations of funds and equipment. A number of gifts have been donated to the District, including \$55,780.18 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

- 7. **PURCHASE ORDERS, COMMERCIAL WARRANTS AND PREVIOUSLY BOARD-APPROVED BIDS AND CONTRACTS:** Page 12
EXHIBIT 7

This is a monthly item. 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 \$2,822,860.36 and the commercial warrants total \$18,741,125.24. 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*

- 8. INDEPENDENT CONTRACTOR, PROFESSIONAL SERVICES, FIELD SERVICE, AND MASTER CONTRACT AGREEMENTS:** Page 103
EXHIBIT 8
This is a monthly item. 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 23 new agreements totaling \$1,735,803.04 and 22 amendments to existing agreements totaling \$97,000. 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*
- 9. AWARD BID NO. 2021-06, ELEVATOR SERVICE, MAINTENANCE AND REPAIR – VERTICAL TRANSPORT, INCORPORATED:** Page 474
EXHIBIT 9
This is a regular business item. Approval of Award of Bid No. 2021-06, Elevator Service, Maintenance and Repair to Vertical Transport, Incorporated. Three bids were received and opened on May 25, 2021 and are listed on Exhibit A. The bid award was determined by creating two job scenarios of common District repairs using select line items and the annual maintenance costs for elevator and wheelchair-lift service at a weighted percentage. Vertical Transport, Incorporated, is the lowest responsive, responsible bidder. The initial contract term is July 1, 2021 through June 30, 2022 with four one-year renewal terms, at the option of the Board of Trustees, for a total contract term not-to-exceed five years. Elevator service, maintenance and repair will be funded by the routine repair and general maintenance fund. Annual expenditures utilizing this contract are estimated to be \$150,000; however, may vary dependent on District needs and availability of funds.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*
- 10. CHANGE ORDER NO. 7, BID NO. 1920-05, NEWHART MIDDLE SCHOOL STEAM BUILDING PROJECT:** Page 493
EXHIBIT 10
This is a regular business item. Approval of Change Order No. 7, Bid No. 1920-05 for the Newhart Middle School STEAM Building Project related to structural steel modifications and heating ventilation and air conditioning system modifications required to properly support the units, the change of door hardware to match the current District specified hardware, and upgrades to support the District change in the public announcement system. These changes involve adjustments to the plans and specifications captured and directed through the 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. With Change Order No. 7 in the amount of \$70,561.72, the new contract sum will be \$10,567,369.26 funded by Redevelopment Agency Mission Viejo. With this change order, the project remains under budget.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*
- 11. CHANGE ORDER NO. 8, BID NO. 1920-04, ALISO NIGUEL HIGH SCHOOL STEM BUILDING PROJECT:** Page 496
EXHIBIT 11
This is a regular business item. Approval of Change Order No. 8, Bid No. 1920-04 for the Aliso Niguel High School STEM Building related to Americans with Disabilities Act compliance issues, weatherproof coating for safety, and the addition of framing and data outlets per the revised drawings. 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 \$10,954,576. With Change Order No. 8 in the amount of \$22,745.22, the new contract sum will be \$11,381,456.70 funded by CFD 87-1 and if necessary, 2015 2 Liberty in Aliso Viejo land sale revenue and interest earnings. With this change order, the project remains under budget.

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

12. FOURTH EXTENSION OF BID NO. 1718-08, OUTSOURCE TRANSPORTATION SERVICE – ALC SCHOOLS, LLC:

Page 581

EXHIBIT 12

This is a regular business item. Approval of Fourth Extension of Bid No. 1718-08, Outsource Transportation Service with ALC Schools, LLC. Bid No. 1718-08 was awarded to the lowest responsive, responsible bidder on July 26, 2017 for the initial term of August 1, 2017 through June 30, 2018, with optional renewal terms. On July 25, 2018, the Board approved the First Extension through June 30, 2019. On June 12, 2019, the Board approved the Second Extension through June 30, 2020. On May 20, 2020, the Board approved Addendum to Transportation Contractor Agreement to incorporate contract revisions ensuing from the enactments of Senate Bill 117 and federal legislation H.R. 748. On June 17, 2020, the Board Approved the Third Extension through June 30, 2021. The vendor agrees to maintain the same pricing under the initial bid award term for the proposed renewal period of July 1, 2021 through June 30, 2022. Annual expenditures utilizing this contract are estimated to be \$850,000 funded by special education, transportation and general fund. Actual expenditures may vary depending on availability of funds and District needs.

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

13. OPERATIONS AGREEMENT FOR ORANGE COUNTY GANG REDUCTION AND INTERVENTION PARTNERSHIP WAYMAKERS CASE MANAGER COMPONENT – ORANGE COUNTY DISTRICT ATTORNEY’S OFFICE:

Page 613

EXHIBIT 13

This is a new item. Approval of the Operations Agreement with the Orange County District Attorney’s Office (OCDA) to facilitate Orange County Gang Reduction and Intervention Partnership (OC GRIP) Waymakers case management services. The new agreement establishes OC GRIP will provide weekly case management services for students residing in San Juan Capistrano and San Clemente. The Orange County Sheriff’s Department (OCS) staffs the OC GRIP program with two deputies, one assigned to North Orange County and one assigned to South Orange County for a total cost to OCS of \$460,000 per year. The term of this agreement is for one year beginning on July 1, 2021 and expiring on June 30, 2022. Expenditures are not-to-exceed \$74,159.45 funded by the Title IV. The agreement was reviewed by the District’s legal counsel.

14. STATE OF CALIFORNIA MULTIPLE AWARD SCHEDULE CONTRACT NO. 4-21-03-1001, CALIFORNIA DEPARTMENT OF GENERAL SERVICES BASE SCHEDULE NO. ASSOCIATION OF EDUCATIONAL PURCHASING AGENCIES INVITATIONS FOR BIDS NO. 021-D, PURCHASE, WARRANTY, DESIGN, REMOVAL, INSTALLATION, MAINTENANCE, AND REPAIR OF ROOFING AND BUILDING EQUIPMENT – WEATHERPROOFING TECHNOLOGIES, INCORPORATED:

Page 615

EXHIBIT 14

This is a regular business item. Approval to utilize the State of California Multiple Award Schedule (CMAS) Contract No. 4-21-03-1001, Base Schedule No. Association of Educational Purchasing Agencies Invitations for Bids No. 021-D, and any subsequent revisions, amendments, and extensions awarded to Weatherproofing Technologies, Incorporated, for the purchase, warranty, design, removal, installation, maintenance and repair of roofing and building equipment as needed throughout the District. 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, design, removal, installation, maintenance and repair or roofing and building equipment. The term of this piggyback contract is through February 28, 2022; however, can be extended by amendment. Anticipated annual expenditures utilizing this contract are approximately \$1,000,000 funded by deferred maintenance and routine repair and general maintenance. Actual expenditures will vary depending on District needs and availability of funds. Due to the size of the contract and award documentation, the documentation is posted online on the District Board Agendas and Supporting Documentation page [here](#).

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

15. RESOLUTION NO. 2021-52, EDUCATION PROTECTION ACT:

Page 618

This is an annual item. Approval of Resolution No. 2021-52, Education Protection Act. On November 6, 2012, voters approved Proposition 30. The monies received from the Education Protection Account (EPA) will be spent according to Article XIII, § 36 of the California Constitution. The Board is required to determine how the District plans to spend the EPA money and annually post it on the District website. Adoption of Resolution No. 2021-52 approves the 2020-2021 EPA funds in the amount of \$8,944,760 are spent on instruction.

EXHIBIT 15

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

16. LIMITED USE LICENSE AGREEMENT WITH RANCHO SANTA MARGARITA LANDSCAPE AND RECREATION CORPORATION FOR THE USE OF ARROYO VISTA PARK:

Page 622

This is an annual item. Approval of the renewal of the Limited Use License Agreement with Rancho Santa Margarita Landscape and Recreation Corporation (SAMLARC) for student use of Arroyo Vista Park. Arroyo Vista K-8 School is located adjacent to Arroyo Vista Park in the City of Rancho Santa Margarita. The Limited Use License Agreement was developed to provide general provisions defining each agency's responsibilities. Terms of the agreement include a defined amount of student use of the park for the 2021-2022 school year for a fee of \$8,900 funded by the general fund. The original Limited Use License Agreement was reviewed and approved by District and SAMLARC legal counsel.

EXHIBIT 16

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

17. LIMITED USE LICENSE AGREEMENT WITH RANCHO SANTA MARGARITA LANDSCAPE AND RECREATION CORPORATION FOR USE OF TIJERAS CREEK PARK:

Page 670

This is an annual item. Approval of the renewal of the Limited Use License Agreement with Rancho Santa Margarita Landscape and Recreation Corporation (SAMLARC) for student use of Tijeras Creek Park. Tijeras Creek Elementary School is located adjacent to Tijeras Creek Park in the City of Rancho Santa Margarita. The Limited Use License Agreement was developed to provide general provisions defining each agency's responsibilities. Terms of the agreement include a defined amount of student use of the park for the 2021-2022 school year for a fee of \$8,900 funded by the general fund. The original Limited Use License Agreement was reviewed and approved by District and SAMLARC legal counsel.

EXHIBIT 17

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

18. SCHOOL MEALS AGREEMENT – COMMUNITY ROOTS ACADEMY:

Page 718

This is a regular business item. Approval of the School Meals Agreement for the District's Food and Nutrition Services (FNS) department vending National School Lunch Program (NSLP) compliant meals for Community Roots Academy (CRA) during the 2021-2022 school year. In August 2020, CRA charter school contacted the District regarding FNS providing school meals including Free and Reduced-Priced (FRP) meals for eligible students at CRA.

EXHIBIT 18

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 CRA will be similar to District elementary school meal programs for the 2021-2022 school year. Proceeds from the agreement will be deposited into the cafeteria fund.

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

19. SCHOOL MEALS AGREEMENT – THE JOURNEY SCHOOL:

Page 726

EXHIBIT 19

This is a regular business item. 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 2021-2022 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 July 1, 2021 through June 30, 2022. Proceeds from the agreement will be deposited into the cafeteria fund.

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

20. SECOND EXTENSION OF BID NO. 1819-12, FRESH PRODUCE (FRUITS AND VEGETABLES) PRODUCTS AND SERVICES, CATEGORY 2 – GOLD STAR FOODS, INCORPORATED:

Page 735

EXHIBIT 20

This is a regular business item. Approval of Second Extension of Bid No. 1819-12, Fresh Produce (Fruits and Vegetables) Products and Services, Category 2 with Gold Star Foods, Incorporated. Category 2 of Bid No. 1819-12 was awarded to the lowest responsive, responsible bidder on March 13, 2019 for the initial term of April 1, 2019 through June 30, 2020, with optional renewal terms. On July 15, 2020, the Board approved the First Extension through June 30, 2021 at the rates shown in Exhibit A-1. The vendor agrees to extend the proposed extension, at the amended rates show in Exhibit A-2 for the proposed renewal period of July 1, 2021 through June 30, 2022. Annual expenditures utilizing this contract are estimated to be \$500,000 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*

21. TALKINGPOINTS SOFTWARE SERVICES AND SUPPORT AGREEMENT:

Page 754

EXHIBIT 21

This is a new item. Approval of the TalkingPoints Software Services and Support Agreement. TalkingPoints is a two-way, multi-lingual texting platform allowing for fast and accessible communication between staff and parents. This service provides greater support to families who do not use email and offers increased translation support for parents and guardians with a primary language other than English. Schools use a web application to send text messages to parents who receive them in their own language. The service is available in over 100 languages. Parents can reply in their own language and staff receive the message back in English. The cost is \$4.25 per student. The service will be piloted to parents of select schools for possible expansion to all Title I sites. If the service is found to be beneficial, there is the potential for use across the entire District at a reduced per student cost. The agreement is effective August 1, 2021 through June 30, 2024. Anticipated annual expenditures utilizing this contract are approximately \$18,700 funded by Local Control Funding Formula supplemental funds.

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

22. AMENDMENT NO. 5 EXTENSION OF LICENSE AGREEMENT WITH YMCA OF ORANGE COUNTY AT CROWN VALLEY ELEMENTARY SCHOOL:

Page 767

EXHIBIT 22

This is an annual item. Approval of Amendment No. 5 Extension of License Agreement with YMCA of Orange County (YMCA) at Crown Valley Elementary School dated June 23, 2016.

The school site is currently occupied by the Orange County Academy of Science and Arts charter school. The agreement allows the District to offer the use of the YMCA portable to the charter school. This amendment proposes to extend the term of the agreement for an additional year. The renewal term will begin July 1, 2021 and will expire on June 30, 2022. The agreement was previously reviewed and approved by the District’s legal counsel. There is no financial impact for the District.

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

23. CASH FLOW ADVANCE – COLLEGE AND CAREER ADVANTAGE:

Page 775
EXHIBIT 23

This is a new item. Approval of the ratification of a cash flow advance in the amount of \$300,000 to College and Career Advantage (CCA). CCA is waiting to receive \$1.37 million Career Technical Education Incent Grant (CTEIG) funds from California Department of Education with a grant period of July 1, 2020 through June 30, 2022. The auditor’s guidance was for the transaction to be treated as an advance on the following year funding to CCA. District legal counsel deferred to the auditor’s guidance. The District advanced CCA the requested funds. When the District provides funding to CCA for the 2021-2022 fiscal year, the amount will be reduced by \$300,000 to satisfy both the receivable of the District and liability of CCA.

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

CURRICULUM AND INSTRUCTION

24. AGREEMENT WITH ANTI-DEFAMATION LEAGUE TO OFFER NO PLACE FOR HATE AND ANTI-BIAS TRAINING:

Page 777
EXHIBIT 24

This is a new item. Approval of the agreement with Anti-Defamation League to provide 12 school sites with No Place for Hate (NPFH) training and coaching, and Capistrano Unified Management Association training on anti-bias, cultural proficiency and strategies to promote positive practices around acceptance and understanding of diversity. This training and coaching is described in Strategies 1.2 and 3.2 of the Board approved Cultural Proficiency Plan.

The 12 school sites are:

<u>Elementary Schools</u>	<u>K-8 Schools</u>	<u>Middle Schools</u>	<u>High Schools</u>
Ambuehl	Carl Hankey	Don Juan Avila	Aliso Niguel
Castille	Esencia		Capistrano Valley
Chaparral			Dana Hills
Oso Grande			San Clemente
			Tesoro

Dana Hills High School, Don Juan Avila Middle School, and San Clemente High School have completed activities to achieve the free NPFH school designation during the 2020-2021 school year. Capistrano Valley High School is in progress. San Clemente High School is the only school that completed the NPFH Peer Leadership training program. These schools will continue work in 2021-2022 in addition to the other schools who will be starting the program.

The contract term is July 1, 2021-June 30, 2022. The total cost for this contract is \$47,480 funded by Elementary and Secondary School Emergency Relief II funds.

Contact: *Gregory Merwin, Chief Academic Officer, Education and Support Services*

25. CALIFORNIA INTERSCHOLASTIC FEDERATION REPRESENTATIVES:

Page 783
EXHIBIT 25

This is an annual item. Approval of six comprehensive high school principals as league representatives to the California Interscholastic Federation (CIF) for 2021-2022. As a member of CIF, the District is required by Education Code § 33353(a) to designate its representatives to CIF on a yearly basis. League representatives vote on issues that impact school athletic programs. There is no financial impact.

Contact: *Gregory Merwin, Chief Academic Officer, Education and Support Services*

26. HOME CAMPUS SERVICE CONTRACT:

This is an annual item. Approval of Home Campus Service contract, July 1, 2021 through June 30, 2022. Home Campus Service will provide District student athletes and school administrators the ability to communicate with the California Interscholastic Federation. The athletic departments have contracted with Home Campus, Inc. to provide an electronic platform to transfer and communicate information between District administrators and CIF in an ongoing manner, as dictated by CIF laws. CIF and District school sites use Home Campus as the identified vendor for all work with CIF Southern California. Each high school site will pay a discounted fee of \$805.50, funded by general funds.

Contact: Gregory Merwin, Chief Academic Officer, Education and Support Services

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EXHIBIT 26

27. AGREEMENT NO. 51609 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS:

This is an annual item. Approval of the ratification of Agreement No. 51609 with the Orange County Superintendent of Schools for use of Orange County Department of Education (OCDE) Test Proctor services, March 22, 2021 through June 30, 2021. The District has Testing Assistants to complete annual required summative English Language Proficiency Assessment for California (ELPAC) testing for all students who are English learners. This year, the number of Testing Assistant applicants did not meet the number required to complete all of the testing needs. The agreement with OCDE for Test Proctor services fulfills the remaining need to complete mandated testing. The estimated cost of \$20 per hour, not to exceed \$20,000, will be funded by Local Control Funding Formula supplemental funds.

Contact: Gregory Merwin, Chief Academic Officer, Education and Support Services

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EXHIBIT 27

28. 2021-2022 LOCAL CONTROL ACCOUNTABILITY PLAN AND ANNUAL UPDATE:

This is an annual item. Approval of the 2021-2022 Local Control Accountability Plan (LCAP) and Annual Update. An LCAP update was shared and the public hearing was held at the May 19, 2021, Board meeting; therefore, this item is presented as a Consent item. In June 2013, the Legislature adopted the Local Control Funding Formula (LCFF). The LCAP links spending to specific District goals for student achievement. Districts are held accountable to the specific ways in which money is spent and how those decisions are improving student outcomes. As part of the LCFF, the Legislature included an accountability component known as the LCAP. In developing its LCAP, districts must address eight state priorities, solicit input, and engage stakeholders. The State Board of Education approved a revised template where the plan is a static three-year plan, therefore, the plan through 2023-2024 will reflect the following three years: 2021-2022, 2022-2023, and 2023-2024. This item is the final 2021-2022 LCAP and Annual Update and Budget Overview for Parents, which has been updated based upon the May Revise. Once Board approved, the District's LCAP will be submitted for final approval to the Orange County Department of Education. This LCAP incorporates detail on the District's budget which will also be brought for approval at the June 16, 2021, Board meeting.

Contact: Gregory Merwin, Chief Academic Officer, Education and Support Services

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EXHIBIT 28

29. AGREEMENT WITH CALIFORNIA YOUTH SERVICES:

This is an annual item. Approval of the annual agreement with California Youth Services, July 1, 2021 through June 30, 2022. 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 supports social and emotional learning for students struggling with substance abuse. The cost of the JADE program is approximately \$400 per student. Based on the 2019-2020 48900(c) violations, it is estimated that 130 students are eligible to attend, at a cost of \$52,000. Costs to provide this program will be funded by Title IV funds.

Contact: Greg Merwin, Chief Academic Officer, Education and support Services

Page 901

EXHIBIT 29

30. **MEMORANDUM OF UNDERSTANDING WITH NATIONAL COUNCIL ON ALCOHOLISM AND DRUG DEPENDENCE – ORANGE COUNTY/PARTNERS4WELLNESS, DBA:** Page 914
EXHIBIT 30
- This is a new item. Approval of the annual Memorandum of Understanding (MOU) with National Council on Alcoholism and Drug Dependence – Orange County (NCADD-OC)/Partners4Wellness, DBA, August 17, 2021 through June 2, 2022. Partners4Wellness is intended to educate 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 students regarding vaping and e-cigarettes. Each of the 19 secondary schools will receive 1 presentation per month, for 9 months, equaling 162 presentations. In addition, Partners4Wellness will provide a pre-recorded webinar geared towards prevention for grade 5 students. The District will pay Partners4Wellness for services rendered, not to exceed \$16,200 for the 9 months of services, to provide not only learning but connect families to services. The District received the California Department of Justice Tobacco Grant to cover the cost of this program, and \$65,000 will be allocated over a 4-year period, as this is a California Department of Justice, Tobacco Grant Allocation.
- Contact: Greg Merwin, Chief Academic Officer, Education and Support Services*
31. **NATIVE AMERICAN PARENT AND STUDENT COMMITTEE 2021-2022:** Page 918
EXHIBIT 31
- This is an annual item. Approval of the Native American Parent and Student Committee 2021-2022. The District has been awarded an Indian Education Formula Grant, and the 2020-2021 year will be year four of the four-year grant. Each year, the District must certify an application in the spring, which includes a Parent and Student Committee component. The purpose of the Native American Parent and Student Committee is to have open consultation between teachers, secondary students and parents of Native American students to provide a full opportunity to understand the grant program and to offer recommendations regarding the program. Meetings are generally held three times per year. Each spring, staff seeks interest for vacant positions for a two-year term. All parents of District Native American students and secondary Native American students enrolled in the program were encouraged to participate. An Indian Education Formula Grant award in the amount of \$35,955 will be received for 2021-2022.
- Contact: Gregory Merwin, Chief Academic Officer, Education and Support Services*
32. **PARTNERSHIP WITH ORANGE COUNTY HUMAN RELATIONS AND SAN JUAN HILLS HIGH SCHOOL TO OFFER BRIDGES PROGRAM:** Page 920
EXHIBIT 32
- This is an annual item. Approval of the ratification of the Partnership with Orange County Human Relations and San Juan Hills High School, November 1, 2020, through December 30, 2021. The partnership to offer the Bridges program enables students, staff, and parents to receive support and coaching to create a campus where all people feel safe, respected, and connected. The school will develop a Task Force to work together to address school climate challenges on the campus. They will examine school policies, raise awareness, educate the campus community, and promote the concept that all students and staff deserve to be on a campus free from violence and discrimination. The total cost for the program is \$10,000, fully funded by Orange County Human Relations. The school is responsible for transportation, food, or substitute teacher costs that the program requires. This cost is estimated to be \$3,000 funded by site funds.
- Contact: Gregory Merwin, Chief Academic Officer, Education and Support Services*
33. **REVISED SCHOOL CALENDARS FOR 2021-2022 AND 2023-2024 SCHOOL YEARS:** Page 930
EXHIBIT 33
- This is a regular business item. Every June, the Board of Trustees is asked to approve an additional year calendar. This year we are asking the Board of Trustees to re-approve two calendars. The start and end date of the school year remain unchanged. The 2022-2023 school year calendar is approved and is posted on the District website.

Approval of revised school calendars for 2021-2022 and 2023-2024 school years. The 2021-2022 calendar will receive a minor revision due to a typo, and staff will update the Winter Recess to reflect the following dates: Monday-Friday, December 20-31, 2021. The 2023-2024 calendar will reflect a change on Friday, December 22, 2023, to a California School Employees Association (CSEA) workday; and Tuesday, December 26, 2023, to a CSEA holiday. These are the only changes staff is recommending. Staff has reviewed these changes with the associations. Pending approval of the proposed calendar, staff will post and communicate to all stakeholders. There is no financial impact.

Contact: *Gregory Merwin, Chief Academic Officer, Education and Support Services*

34. SCHOOL PLANS FOR STUDENT ACHIEVEMENT AND BUDGETS FOR 2021-2022:

Page 934

EXHIBIT 34

This is an annual item. Approval of the School Plans for Student Achievement (SPSA) and Budgets for the 2021-2022 school year. The purpose of each school's SPSA is to create a cycle of continuous improvement of student performance and to ensure all students succeed in reaching academic standards set by the State Board of Education. The goals contained within each plan are aligned to the District's Wildly Important Goals and Local Control Accountability Plan. Each plan is developed by school staff and initially approved through a process conducted by the School Site Council (SSC) advisory committee that includes stakeholder input. The SSC is composed of a group representing parents, staff, and students (high schools only). All plans are updated annually. Title I Schoolwide Plan components are also included. The outlined action plans and related expenditures are implemented throughout the school year, and serve as a framework for each school's efforts. The SPSA documents are available for viewing in Education and Support Services, upon request.

Contact: *Gregory Merwin, Chief Academic Officer, Education and Support Services*

35. BROADENING THE COURSE OF STUDY – NEW SECONDARY COURSE, INTERNATIONAL BACCALAUREATE CHINESE STANDARD LEVEL:

Page 937

EXHIBIT 35

This is a new item. Approval of Broadening the Course of Study: New Secondary Course, International Baccalaureate (IB) Chinese Standard Level (SL). The following high school course is proposed for the 2021-2022 course catalog in accordance with Board Policy 6143, *Courses of Study*: IB Chinese SL. Prerequisites for this course include completion of Mandarin Immersion Program K-8. Upon approval, the course will be offered in the 2021-2022 school year. There is no financial impact.

Contact: *Gregory Merwin, Chief Academic Officer, Education and Support Services*

36. STATE ACCOUNTABILITY LOCAL INDICATORS:

Page 945

EXHIBIT 36

This is an annual item. Approval of the State Accountability Local Indicators. The state accountability system has Local Control Funding Formula priority areas that meet the criteria established for state indicators. Other remaining priority areas are considered local indicators and require districts to identify a measurement and determine whether they have met or not met each applicable local indicator. The local indicators only apply at the district level, not the school level. Districts use the local indicators to evaluate and report their progress on priority areas. This item will provide an update on each of the local indicator measurements. This is an annual item.

Contact: *Gregory Merwin, Chief Academic Officer, Education and Support Services*

37. RESCISSION OF TEMPORARY BOARD POLICY T6111, SCHOOL CALENDAR:

Page 959

EXHIBIT 37

This is a new item. Approval of rescission of Temporary Board Policy T6111, *School Calendar*. Staff recommends rescission of Temporary Board Policy T6111, *School Calendar*. At the July 15, 2020, Board meeting, Trustees approved Temporary Board Policy T6111, *School Calendar*, to create maximum flexibility for reopening due to the COVID-19 pandemic. Staff modified the policy to allow grade 9 and grade 10 students to take a minimum of 5 classes in District schools, and grade 11 and grade 12 students to take a minimum of 4 classes in District schools.

This temporary proposal supported the focus on juniors and seniors completing their requirements. Temporary Board Policy T6111, *School Calendar*, is no longer needed and staff is requesting this policy is rescinded and replaced with Board Policy 6111, *School Calendar*. There is no financial impact.

Contact: *Gregory Merwin, Chief Academic Officer, Education and Support Services*

38. PURCHASE OF ELEMENTARY HISTORY SOCIAL SCIENCE CURRICULUM FOR DISTRICTWIDE ONE-YEAR PILOT FOR 2021-2022 SCHOOL YEAR:

Page 961
EXHIBIT 38

This is a new item. Approval of the agreement to expand the elementary History Social Science pilot of Studies Weekly to include all kindergarten through grade 5 teachers during the 2021-2022 school year. If approved, Studies Weekly curriculum will be purchased for the 2021-2022 school year only as a Districtwide pilot. During the 2020-2021 school year, 57 pilot teachers utilized both Studies Weekly and McGraw Hill Impact in grades K-5. After completion of the pilot the majority of teachers supported Studies Weekly over McGraw Hill Impact as the preferred curriculum. In recognition of the pilot teachers' support for Studies Weekly, the pilot of this curriculum would continue Districtwide during the 2021-2022 school year. This Districtwide pilot will ensure that all teachers and students find the curriculum to be rigorous, comprehensive, culturally proficient, and engaging within the context of a traditional, pre-COVID full day of instruction, as opposed to a shorter instructional day with the Reopening 1.0 programs, where there was less direct teaching and more independent learning that occurred either at home or during Extended Learning. A Districtwide pilot during the 2021-2022 school year will provide History Social Science curriculum for grades K-5 for the 2021-2022 school year, because the current publisher has discontinued their curriculum and it is no longer available. A Districtwide pilot will also enable District staff to gather additional information and feedback from all elementary teachers and parents at every school site during the 2021-2022 school year to determine next steps with a formal adoption. Staff will also review all State approved curriculum options for History Social Science and, based upon teacher and parent feedback during the 2021-2022 school year, reconsider a new pilot with a more traditional curriculum if needed. There is a financial impact of \$184,288.07 funded by lottery funds.

Contact: *Gregory Merwin, Chief Academic Officer, Education and Support Services*

HUMAN RESOURCE SERVICES

39. AGREEMENT NO. 50393 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS:

Page 964
EXHIBIT 39

This is an annual item. Approval of Agreement No. 50393 with the Orange County Superintendent of Schools to allow District educators who choose to enroll in the Orange County Department of Education (OCDE) Preliminary Administrative Services Credential program to do so as a District cohort rather than joining the OCDE group, which requires attendance in Costa Mesa. There is no fiscal impact.

Contact: *Tim Brooks, Associate Superintendent, Human Resource Services*

40. USC SCHOOL/SCHOOL DISTRICT PLACEMENT AGREEMENT:

Page 971
EXHIBIT 40

This is an annual item. Approval of the University of Southern California (USC) School/School District Placement Agreement, effective July 1, 2021 and expiring June 30, 2024. During the school year, teaching and school counselor credential candidates will be paired with District credentialed employees to fulfill practicum/fieldwork requirements to earn their credential. There is no fiscal impact.

Contact: *Tim Brooks, Associate Superintendent, Human Resource Services*

41. **STUDENT TEACHING AGREEMENT WITH CALIFORNIA STATE UNIVERSITY, NORTHRIDGE:** Page 979
EXHIBIT 41
 This is a new item. Approval of the Student Teaching Agreement with California State University, Northridge, effective upon execution and expiring upon 30 days advance written notice. During the school year, teaching credential candidates will be paired with District credentialed employees to fulfill practicum/fieldwork requirements to earn their teaching credential. There is no fiscal impact.
Contact: Tim Brooks, Associate Superintendent, Human Resource Services
42. **SAN DIEGO STATE UNIVERSITY SPRING 2021 MASTER TEACHER HONORARIUM:** Page 982
EXHIBIT 42
 This is a bi-annual item. Approval of payment of honorarium to District master teachers who supported a San Diego State University (SDSU) student teacher during the Spring 2021 semester. Universities pay master teachers a nominal payment for their supervision and support of student teachers. SDSU reimburses the District for these master teacher payments. The compensation amounts vary based on the nature of the assignments. There is no fiscal impact.
Contact: Tim Brooks, Associate Superintendent, Human Resource Services
43. **CALIFORNIA STATE UNIVERSITY, NORTHRIDGE SPRING 2021 SPEECH LANGUAGE PATHOLOGIST SUPERVISOR HONORARIUM:** Page 984
EXHIBIT 43
 This is a bi-annual item. Approval of payment to District Speech Language Pathologists who were supervisors and supported California State University, Northridge students during the Spring 2021 semester. The agreement with California State University, Northridge states that the University will reimburse the District for these payments. There is no fiscal impact.
Contact: Tim Brooks, Associate Superintendent, Human Resource Services
44. **CONSIDER AND APPROVE REVISED JOB DESCRIPTIONS:** Page 987
EXHIBIT 44
 This is a new item. Approval of revised job descriptions for the positions of Chief Communications and Public Engagement Officer; Director I, Special Education Technology Support Services, Special Education Services; Director II, Related Services; and Executive Director, Cultural Proficiency, Equity, Access and Social Emotional Learning. These changes are based on restructuring in the District and an increase in responsibilities to specific positions. The increase in duties came from the restructuring of District office positions and the elimination. These job descriptions are an increase in annual cost to the District:
- Chief Communications and Public Engagement Officer--\$18,032
 - Director I, Special Education Technology Support Services--\$8,000
 - Director II, Related Services--\$10,700
 - Executive Director, Cultural Proficiency, Equity, Access and Social Emotional Learning--\$15,500
- The position of Chief Communications and Public Engagement Officer is an updated job description and range reflective of the current duties in this classification. It is a change in range from Range 65 to 69 to reflect the classification's role in Executive Cabinet. This increase in range takes into consideration expanded responsibilities for this position into public engagement duties, including increased outreach and engagement to families of English Language Learners in support of Local Control Accountability Plan (LCAP) and the Cultural Proficiency Plan. These increased responsibilities would also expand public engagement and collaboration across the CUSD community to build relationships to support the District's mission, vision, students, families, and employees.
- The position of Director I, Special Education Technology Support Services is a 12 month position, while the work of the Coordinator II is an 11 month work calendar.

The workload has increased to include duties such as transitioning from Centralized Acquisition and Sustainment Management and Information System (CASMIS) to California Longitudinal Pupil Achievement System (CALPADS). The new state reporting process of CALPADS has data deadlines that occur throughout the year. These deadlines occur during the summer months when the Coordinator II is off calendar. For this reason, the position is being recommended for upgrade to the Director I, Special Education Technology Support Services, Special Education Services, Range 56, with the increased responsibilities listed and increase to a 12 month work calendar.

The position of Director I, Related Services position will increase in workload in 2021-2022 to include duties such as: managing all mental health services referrals and assessments, oversee Parentally Placed Private School placements, attend SELPA meetings, interface with itinerant teams, and is recommended to be upgraded to the Director II, Related Services, Range 59.

The position of Executive Director, Cultural Proficiency, Equity, Access and Social Emotional Learning is being recommended as an upgrade from the Director II Position, which was approved at the March 17, 2021 Board meeting. This position has significant responsibilities in each of these areas and will require appropriate leadership experience. In order to increase the leadership experience of applicants the position is recommended to be upgraded to Executive Director, Cultural Proficiency, Equity, Access and Social Emotional Learning, Range 63.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

45. CONSIDER AND APPROVE REVISED JOB TITLES/DESCRIPTIONS:

This is a new item. Approval of revised job titles and/or job descriptions for the positions of Executive Assistant, Deputy Superintendent; Executive Assistant, Superintendent; Executive Assistant; and Facilities and Construction Specialist. The positions of Executive Assistant, Deputy Superintendent; Executive Assistant, Superintendent; and Executive Assistant are a change in title only replacing the word "Secretary" with "Assistant" in the title. There is no change in Range.

The position of Facilities and Construction Specialist is an update to a current classification to more accurately reflect the duties performed. There is no change in Range.

There are no financial implications to this item.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

46. EDUCATIONAL FIELDWORK AGREEMENT WITH UNIVERSITY OF REDLANDS:

This is an annual item. Approval of the Educational Fieldwork Agreement with University of Redlands, effective July 1, 2021 and expiring June 30, 2023. During the school year, credential candidates will be paired with District credentialed employees to fulfill practicum/fieldwork requirements to earn their California credential. There is no fiscal impact.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

47. INTERNSHIP PROGRAM MEMORANDUM OF UNDERSTANDING WITH UNIVERSITY OF REDLANDS:

This is an annual item. Approval of Internship Program Memorandum of Understanding with University of Redlands, effective July 1, 2021 and expiring June 30, 2023. Teachers in hard-to-fill positions may be hired on an internship credential. Credential candidates will be employed by the District as a teacher-of-record and paired with a site-supervising teacher to fulfill requirements to earn their preliminary credential. There is no fiscal impact.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

Page 1003
EXHIBIT 45

Page 1013
EXHIBIT 46

Page 1019
EXHIBIT 47

48. ORANGE COUNTY DEPARTMENT OF EDUCATION THIRD QUARTER REPORT – WILLIAMS SETTLEMENT LEGISLATION: Page 1028
EXHIBIT 48

This is a quarterly item. Acceptance of Williams Settlement Legislation Orange County Department of Education (OCDE) Third 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

49. RECOMMENDATION OF REVISED CERTIFICATED MANAGEMENT SALARY SCHEDULE: Page 1033
EXHIBIT 49

This is a new item. Approval of the revised Certificated Management Compensation Schedule. In planning for the 2021-2022 school year, efficiency planning has created new positions and removed multiple positions from the compensation schedule. This item is an update to the current Certificated Management Compensation Schedule to accurately reflect the current management positions in the District and their salary ranges.

The following position titles are added to the compensation schedule: The position of Administrator on Special Assignment, COVID-19, Health & Safety, and Student Wellness is added to Range 56; Coordinator, Science, Technology, Engineering & Math (STEM) is added to Range 51; Director I, Special Education Technology Support Services, Student Support Services is added to Range 56; Executive Director, Cultural Proficiency, Equity, Access and Social Emotional Learning (pending Board approval of the revised job description), Executive Director, Curriculum and Instruction, General and Special Education, 6-12, Adult Transition Program, and Executive Director, Curriculum and Instruction, General and Special Education, PK – 5 are added to Range 63; Director II, Early Childhood General Education and Special Education Programs, and Director II, Related Services are added to Range 59; and Assistant Superintendent, Curriculum and Instruction, Education and Support Services is added to Range 67.

The following position titles are removed from the schedule: Coordinator, Counseling and Student Support at Range 51; Coordinator II, Charter Schools and Strategic Initiatives, Coordinator II, Credit Recovery, Coordinator II, Sp Ed Infant/Preschool Services, and Coordinator II, Sp Ed Technology Support Programs at Range 54; Director I, Related Services at Range 56; Executive Director, Integrated Support Services, Executive Director, Secondary Education, Executive Director, Special Education Programs & Instruction at Range 63; and Chief Administrative Officer, Education and Support Services at Range 68.

There is no fiscal impact to the revision of the Certificated Management Salary Schedule.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

50. RECOMMENDATION OF REVISED CLASSIFIED MANAGEMENT COMPENSATION SCHEDULE: Page 1037
EXHIBIT 50

This is a new item. Approval of the revised Classified Management compensation schedule. In planning for the 2021-2022 school year, efficiency planning has created new positions and removed multiple positions from the salary schedule. This item is an update to the current classified management compensation schedule to accurately reflect the current management positions in the District and their salary ranges.

The position of Chief Communications and Public Engagement Officer is added to Range 69; Executive Director, Maintenance Operations/Transportation is added to Range 63; Director II, Information Services and Assessment Accountability is added to Range 59; Director I, Transportation is added to Range 56; and Manager I, Field Services is added to Range 44.

The following position titles are removed from the compensation schedule: Director I, Information Services at Range 56; Director II, Transportation; and Chief Communications Officer, Range 65.

There is no fiscal impact to the revision of the Classified Management Salary Schedule.

Contact: *Tim Brooks, Associate Superintendent, Human Resource Services*

51. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CERTIFICATED EMPLOYEES: Page 1040
EXHIBIT 51

This is a monthly item. 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*

52. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CLASSIFIED EMPLOYEES: Page 1072
EXHIBIT 52

This is a monthly item. 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

53. SCHOOL BOARD MINUTES: Page 1094
EXHIBIT 53

This is a monthly item. Approval of the May 19, 2021 Regular Board meeting minutes.

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

DISCUSSION/ACTION ITEMS

54. TRUSTEE REQUEST: RESOLUTION NO. 2021-53, PROPOSAL TO CALIFORNIA DEPARTMENT OF PUBLIC HEALTH (CDPH) FOR THE REMOVAL OF THE MASK MANDATE AT ALL CAPISTRANO UNIFIED SCHOOLS AND ALLOW MASK USE TO BE OPTIONAL: DISCUSSION/
ACTION
Page 1108
EXHIBIT 54

This is a new item. Board Policy 9322, *Agenda/Meeting Materials*, states any Board member may place any item on the agenda no later than ten days before the scheduled meeting date. A Trustee has requested the Board take action on the adoption of Resolution No.2021-53, Proposal to California Department of Public Health (CDPH) for the Removal of the Mask Mandate at all Capistrano Unified Schools and Allow Mask Use to be Optional. Trustee Davis requests CDPH to make the mask mandate for students, teachers and staff optional while on District campuses and in the State of California.

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

Contact: *Lisa Davis, Board of Trustees*

Staff Recommendation

It is recommended the Board President recognize Lisa Davis, Board of Trustees, to present the item.

Following Discussion, it is recommended by Trustee Davis that the Board of Trustees take action to adopt Resolution No. 2021-53, Proposal to California Department of Public Health (CDPH) for the Removal of the Mask Mandate at all Capistrano Unified Schools and Allow Mask Use to be Optional.

Motion by _____ Seconded by _____

55. 2021-2022 SPECIAL EDUCATION LOCAL PLAN AREA ANNUAL SERVICE PLAN AND ANNUAL BUDGET PLAN:

**DISCUSSION/
ACTION
Page 1111
EXHIBIT 55**

This is an annual item. Approval of the 2021-2022 Special Education Local Plan Area Annual Service Plan and Annual Budget Plan. The SELPA service plan and annual budget plan is presented to Trustees annually for approval. Each Special Education Local Plan Area is required to submit an Annual Service Plan and Annual Budget Plan. The plans are required to be adopted at a public hearing. The Annual Service Plan must describe and identify the Individualized Education Program (IEP) services the District has adopted and intends to provide at school locations within the District and at other public and private locations as determined by the IEP team. The Annual Budget Plan is required to identify expenditures in specific categories as determined by the California Department of Education. The attachments further specify projected revenue and expenditures and California State Management Information System number codes to represent services by site, such as 330 for specialized academic instruction, and 415 for language and speech services.

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

Contact: Gregory Merwin, Chief Academic Officer Education and Support Services

Staff Recommendation

It is recommended the Board President recognize Gregory Merwin, Chief Academic Officer Education and Support Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve the 2021-2022 Special Education Local Plan Area Annual Service Plan and Annual Budget Plan.

Motion by _____ Seconded by _____

56. DECLARATION OF NEED FOR FULLY QUALIFIED EDUCATORS:

**DISCUSSION/
ACTION
Page 1157
EXHIBIT 56**

This is an annual item. The Declaration of Need for Fully Qualified Educators is an annual item presented to the Board for approval. Education Code § 80026 requires that a Declaration of Need for Fully Qualified Educators be on file with the appropriate County Office of Education before the beginning of a new school year and shall remain in force until the end of that academic year. A Declaration of Need is necessary if there is an insufficient number of qualified applicants. Submission of this declaration does not commit the District to issuing short term staff permits or emergency credentials, but rather is submitted as a matter of routine in the event it becomes necessary to employ such individuals. A Declaration of Need for Fully Qualified Educators must be filed prior to the beginning of the school year, even though there is no way to determine if there will be a need to employ teachers. If the Board of Trustees does not approve the appropriate declaration for the upcoming year, the District is precluded from hiring. There is no financial impact to the general fund in the Board's acceptance of this declaration.

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

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President recognize Tim Brooks, Associate Superintendent, Human Resource Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve the Declaration of Need for Fully Qualified Educators.

Motion by _____ Seconded by _____

57. 2021-2022 BUDGET ADOPTION:

This is an annual item. The District is required by law to adopt a budget for the 2021-2022 fiscal year no later than June 30, 2021 for enactment on July 1, 2021. The budget for 2021-2022 is based upon revenue assumptions outlined within the Governor’s May Revise, as well as District-specific assumptions for revenue and expenditures. The following documents are included in the exhibit: 2021-2022 Budget for District Funds; School District Certification of the State Criteria and Standards and the Workers’ Compensation Certification; State Criteria and Standards; and 2021-2022 Guidelines and Assumptions. This is an annual item.

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

**DISCUSSION/
ACTION
Page 1162
EXHIBIT 57**

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 the 2021-2022 Budget.

Motion by _____ Seconded by _____

58. CUSD GOING BACK TO SCHOOL PLAN – 100 PERCENT ONLINE PROGRAMS FOR 2021-2022 SCHOOL YEAR:

This is a new item. Staff presents a final plan and recommendations for the 100 percent online programs for the 2021-2022 school year. Staff recommends that Trustees take action and approve this final component of the Reopening 2.0 plan. At the May 19, 2021, Board meeting, Trustees approved the Reopening 2.0 Plan, rebranded as “CUSD Going Back to School,” with the direction to open school as normal, as determined by the criteria established by the California Department of Public Health (CDPH), for the 2021-2022 school year.

Trustees also provided further direction to staff to confirm 100 percent online registration for grades K-12 and to present confirmed registration data and staffing implications for the 100 percent online program option with daily live instruction and a traditional bell schedule. Student registration data declined significantly from the early registration data first presented at the May 19, 2021, Board meeting. As a result of low projected enrollment for the 100 percent online program with live instruction in elementary, middle, and high school grades, staff recommends that Capo Virtual K-8 School and Cal Prep Independent Study programs are the only online learning program options for families who do not request the in-person learning program.

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: Gregory Merwin, Chief Academic Officer, Education and Support Services

**DISCUSSION/
ACTION
Page 1318
EXHIBIT 58**

Staff Recommendation

It is recommended the Board President recognize Gregory Merwin, Chief Academic Officer, Education and Support Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve the online program options of the “CUSD Going Back to School” Plan for the 2021-2022 school year.

Motion by _____ Seconded by _____

- 59. **BOARD ACTION TO ADOPT DISTRICT’S INITIAL PROPOSAL TO CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION FOR 2021-2022 REOPENER NEGOTIATIONS:** **DISCUSSION/ ACTION**
Page 1324
EXHIBIT 59

This is a regular business item. The Board will consider the Capistrano Unified School District’s initial proposal to California School Employees Association (CSEA) for 2021-2022 reopener negotiations. As required by Government Code § 3547, after the public has had the opportunity to express itself on the initial proposals, the Board shall adopt its initial proposal.

Article 1.5 states “Article 11: Wages, and Article 12: Health and Welfare Benefits are to be reopened each year”. The District has proposed Article 11: Wages and Article 12: Health and Welfare Benefits to be reopened. CSEA has proposed the following articles to be reopened: Article 1, Agreement; Article 3, Hours of Employment and Overtime; Article 5, Safety; Article 7, Transfers and Promotions; Article 11, Wages; Article 12, Health and Welfare Benefits; and Article 21, Meet and Negotiate/Employer-Employee Relations. The District requests the following articles to be reopened under negotiations: Article 11, Wages; and Article 12, Health and Welfare Benefits. The current CSEA bargaining agreement ends June 30, 2021 and all articles may be requested to be opened by either party.

At the expiration of each bargaining agreement, the District and labor organization have the opportunity to open articles for negotiation. Due to significant collaborative updates in the current three year bargaining agreement and the recent signing date of November 2020, the District is requesting two articles for reopening. Staff will represent the District’s interests in each of the articles requested to be reopened by CSEA.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Tim Brooks, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President recognize Tim Brooks, Associate Superintendent, Human Resource Services, to present this item.

Following discussion, it is recommended the Board of Trustees adopt the District’s initial proposal to CSEA.

Motion by _____ Seconded by _____

- 60. **BOARD ACTION TO ADOPT DISTRICT’S INITIAL PROPOSAL TO CAPISTRANO UNIFIED EDUCATION ASSOCIATION FOR 2021-2022 REOPENER NEGOTIATIONS:** **DISCUSSION/ ACTION**
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EXHIBIT 60

This is a regular business item. The Board will consider the Capistrano Unified School District’s initial proposal to Capistrano Unified Education Association (CUEA) for 2021-2022 reopener negotiations. As required by Government Code § 3547, after the public has had the opportunity to express itself on the initial proposals, the Board shall adopt its initial proposal.

Per Article 1.5, which states “For the 2021-2022 school year the parties shall negotiate salary and health and welfare benefits,” the articles to be reopened under these negotiations are Article 13: Health and Welfare Benefits, and Article 14: Wages (and related schedules and appendices). These are the only two articles that can be opened in this three year bargaining agreement ending June 30, 2022.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Tim Brooks, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President recognize Tim Brooks, Associate Superintendent, Human Resource Services, to present this item.

Following discussion, it is recommended the Board of Trustees adopt the District’s initial proposal to CUEA.

Motion by _____ Seconded by _____

- 61. BOARD ACTION TO ADOPT DISTRICT’S INITIAL PROPOSAL TO GENERAL TRUCK DRIVERS, OFFICE, FOOD & WAREHOUSE UNION, TEAMSTERS LOCAL 952 FOR 2021-2022 REOPENER NEGOTIATIONS:** **DISCUSSION/ ACTION**
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EXHIBIT 61

This is a regular business item. The Board will consider the Capistrano Unified School District’s initial proposal to General Truck Drivers, Office, Food & Warehouse Union, Teamsters Local 952 (Teamsters) for 2021-2022 reopener negotiations. As required by Government Code § 3547, after the public has had the opportunity to express itself on the initial proposals, the Board shall adopt its initial proposal. Per article 1.1, which states “if a different bargaining unit enters into reopener negotiations for Wages or Health and Welfare, Teamsters will also enter into reopener negotiations for these articles”, the articles to be reopened under these negotiations are Article 11: Wages (and related schedules and appendices), and Article 12: Health and Welfare Benefits. These are the only two articles that can be opened in this three year bargaining agreement ending June 30, 2022.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Tim Brooks, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President recognize Tim Brooks, Associate Superintendent, Human Resource Services, to present this item.

Following discussion, it is recommended the Board of Trustees adopt the District’s initial proposal to Teamsters.

Motion by _____ Seconded by _____

- 62. RECOMMENDATION TO APPROVE CONTRACT FOR EMPLOYMENT OF ASSOCIATE SUPERINTENDENT, EDUCATION AND SUPPORT SERVICES, JULY 1, 2021 – JUNE 30, 2023:** **DISCUSSION/ ACTION**
Page 1338
EXHIBIT 62

This is a new item. Approval of Contract for Employment Agreement between the District and the Associate Superintendent, Education and Support Services.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Kirsten M. Vital Brulte, Superintendent

Staff Recommendation

It is recommended the Board President recognize Kirsten M. Vital Brulte, Superintendent, to present this item.

Following discussion it is recommended the Board of Trustees approve Contract for Employment Agreement between the District and the Associate Superintendent, Education and Support Services.

Motion by _____ Seconded by _____

- 63. RECOMMENDATION TO APPROVE CONTRACT FOR EMPLOYMENT OF ASSOCIATE SUPERINTENDENT, HUMAN RESOURCE SERVICES, JULY 1, 2021 – JUNE 30, 2023:** DISCUSSION/
ACTION
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This is a new item. Approval of Contract for Employment Agreement between the District and the Associate Superintendent, Human Resource Services.

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

Contact: Kirsten M. Vital Brulte, Superintendent

EXHIBIT 63

Staff Recommendation

It is recommended the Board President recognize Kirsten M. Vital Brulte, Superintendent, to present this item.

Following discussion it is recommended the Board of Trustees approve Contract for Employment Agreement between the District and the Associate Superintendent, Human Resource Services.

Motion by _____ Seconded by _____

- 64. RECOMMENDATION TO APPROVE AMENDMENT NO. 5 TO AMENDED CONTRACT FOR EMPLOYMENT OF DEPUTY SUPERINTENDENT, BUSINESS AND SUPPORT SERVICES, JULY 1, 2016 – JUNE 30, 2025:** DISCUSSION/
ACTION
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This is an annual item. Approval of Amendment No. 5 to Amended Contract for Employment Agreement between the District and the Deputy Superintendent, Business and Support Services.

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

Contact: Kirsten M. Vital Brulte, Superintendent

EXHIBIT 64

Staff Recommendation

It is recommended the Board President recognize Kirsten M. Vital Brulte, Superintendent, to present this item.

Following discussion it is recommended the Board of Trustees approve Amendment No. 5 to Amended Contract for Employment Agreement between the District and the Deputy Superintendent, Business and Support Services.

Motion by _____ Seconded by _____

- 65. RECOMMENDATION TO APPROVE AMENDMENT NO. 6 TO EMPLOYMENT AGREEMENT BETWEEN THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT AND KIRSTEN M. VITAL, SUPERINTENDENT, AUGUST 26, 2014 – JUNE 30, 2025:** DISCUSSION/
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This is an annual item. Approval of Amendment No. 6 to Employment Agreement between the Board of Trustees of the District and Kirsten M. Vital, Superintendent.

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

Contact: Judy Bullockus, Board President

EXHIBIT 65

Staff Recommendation

It is recommended the Superintendent recognize Judy Bullockus, Board President, to present this item.

Following discussion it is recommended the Board of Trustees approve Amendment No. 6 for the Employment Agreement between the District and Kirsten M. Vital, Superintendent.

Motion by _____ Seconded by _____

66. TRUSTEE REQUEST: RESOLUTION NO. 2021-51, RESOLUTION IN SUPPORT OF THE ACTION FOR SPENT FUEL SOLUTIONS NOW COALITION:

This is a new item. Board Policy 9322, *Agenda/Meeting Materials*, states any Board member may place any item on the agenda no later than ten days before the scheduled meeting date. A Trustee has requested the Board take action on the adoption of Resolution No. 2021-51, Resolution in Support of the Action for Spent Fuel Solutions Now Coalition. The San Onofre Nuclear Generating Station (SONGS) is a retired commercial nuclear power plant that has all of its spent nuclear fuel packaged in stainless steel canisters designed for both storage and transportation. A new coalition, *Action for Spent Fuel Solutions Now*, provides an opportunity for stakeholders, including educators, local governments, business and labor leaders, Native American leaders, environmental groups, and community members, to join forces and make offsite spent fuel storage and/or disposal a priority.

CUSD WIG 2: Communications - Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions. Contact: Martha McNicholas, Board of Trustees

Staff Recommendation

It is recommended the Board President recognize Martha McNicholas, Board of Trustees, to present the item.

Following Discussion, it is recommended by Trustee McNicholas that the Board of Trustees take action to adopt Resolution No. 2021-51, Resolution in Support of the Action for Spent Fuel Solutions Now Coalition.

Motion by _____ Seconded by _____

ADJOURNMENT

Motion by _____ Seconded by _____

**THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES IS
WEDNESDAY, JULY 21, 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

**DISCUSSION/
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EXHIBIT 66**

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.