

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

REVISED

March 17, 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 by clicking [here](#). Those who have registered to comment will receive an email prior to the meeting with information on how to join and comment telephonically. A speaker card will need to be submitted prior to the agenda item per Bylaws of the Board 9323, Meeting Conduct. Members of the public shall have an opportunity to address the Board regarding items on the agenda to be considered during Closed Session prior to the Board adjourning the meeting to Closed Session. Individual presentations are limited to a maximum of three (3) minutes; however, the time assigned for individual presentations could be fewer than three minutes depending upon the total number of speakers who wish to address a specific agenda topic. Detailed guidelines and information on what to do if you wish to address the Board of Trustees, is provided at the end of this agenda.

CLOSED SESSION AT 4:00 P.M.

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

A. PUBLIC HEALTH EMERGENCY

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

EXHIBIT A-1

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Gregory Merwin/Kathy Purcell
Attorney – Justin Shinnfield
Significant Exposure to Litigation – Eight Cases
ADR Case Number 20191120M
ADR Case Number 20191206M
ADR Case Number 20200710
ADR Case Number 20201118
ADR Case Number 20210122
ADR Case Number 20210128
ADR Case Number 20210203
ADR Case Number 20210210
(Pursuant to Government Code § 54956.9(d)(2))

EXHIBIT B-1
EXHIBIT B-2
EXHIBIT B-3
EXHIBIT B-4
EXHIBIT B-5
EXHIBIT B-6
EXHIBIT B-7
EXHIBIT B-8

Clark Hampton/John Forney
Attorney – Jeff Hoskinson
Significant Exposure to Litigation – Three Cases
(Pursuant to Government Code § 54956.9(d)(4)) **EXHIBIT B-9**

Kirsten Vital Brulte/Clark Hampton/Susan Holliday
Attorney – Marley Fox/David Huff
Significant Exposure to Litigation – One Case
(Pursuant to Government Code § 54956.9(d)(2)(3)) **EXHIBIT B-10**

Gregory Merwin/Susan Holliday
Attorney – Anthony De Marco
Significant Exposure to Litigation – One Case
(Pursuant to Government Code § 54956.9(d)(2)) **EXHIBIT B-11**

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Gregory Merwin/Kathy Purcell
Attorney – Justin Shinnfield
Significant Exposure to Litigation – One Case
OAH Case Number 2019020057
(Pursuant to Government Code § 54956.9(d)(1)) **EXHIBIT C-1**

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

District Negotiators: Kirsten Vital Brulte/Clark Hampton
Attorney: Andreas Chialtas, AALRR

Property: Pacifica San Juan property. 7.292 acre property located at the north east corner of Camino Las Ramblas and Avenida California **EXHIBIT D-1**
Negotiating Party: One or more potential buyers for the Property who may purchase the District’s option to purchase the Property through a request for proposals process; and Taylor Morrison of California LLC who may enter into an amendment of the existing option agreement terms

Property: South Transportation and Groundskeeping Facility; 5.51 acre property located at 26126 Victoria Blvd, Dana Point, CA 92624 **EXHIBIT D-2**
Negotiating Party: Toll Brothers, Inc.

Under Negotiation: Price and Terms of Payment
(Pursuant to Education Code § 54956.8)

E. CONFERENCE WITH LABOR NEGOTIATORS

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

F. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Tim Brooks/Gregory Merwin
Principal Supervision and Evaluation **EXHIBIT F-1**
(Pursuant to Government Code § 54957(b)(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

BOARD AND SUPERINTENDENT COMMENTS

STUDENT BOARD MEMBER REPORT

ORAL COMMUNICATIONS (Non-Agenda Items)

Oral Communications will occur immediately following Board and Superintendent Comments. The total time for Oral Communications shall be twenty (20) minutes. Individual presentations are limited to a maximum of three (3) minutes per individual.

CONSENT CALENDAR

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

BUSINESS AND SUPPORT SERVICES

1. DONATION OF FUNDS AND EQUIPMENT:

Approval of donations of funds and equipment. A number of gifts have been donated to the District, including \$172,625.82 in cash. These funds will be deposited in the appropriate school accounts. Items other than cash have no financial impact on the budget. The District does not guarantee maintenance of items or the expenditure of any District funds for continued use.

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

Page 1

EXHIBIT 1

2. PURCHASE ORDERS, COMMERCIAL WARRANTS AND PREVIOUSLY BOARD-APPROVED BIDS AND CONTRACTS:

Approval of purchase orders (Attachment 1) and commercial warrants (Attachment 2). The expenditures related to the listed purchase orders and commercial warrants included in this item were previously authorized as part of the District's budget approval process. The purchase orders total \$3,717,845.18 and the commercial warrants total \$20,520,896.57. Attachment 3 is a list of previously Board-approved bids and contracts to assist in the review of the purchase order and commercial warrant listings. Attachment 4 is a list of previously Board-approved warrants, by vendor, exceeding \$250,000.

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

Page 4

EXHIBIT 2

3. INDEPENDENT CONTRACTOR, PROFESSIONAL SERVICES, FIELD SERVICE, AND MASTER CONTRACT AGREEMENTS:

Approval of the District standardized Independent Contractor, Professional Services, Field Service and Master Contract agreements. The expenditures related to the listed agreements were previously authorized as part of the District's budget approval process.

Page 93

EXHIBIT 3

The exhibit shows six new agreements totaling \$141,318 and five amendments to existing agreements totaling \$102,699.60. 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*

- 4. CHANGE ORDER NO. 1, BID NO. 2021-09, PHILIP REILLY ELEMENTARY SCHOOL SHADE STRUCTURE PROJECT:** Page 215
EXHIBIT 4
Approval of Change Order No. 1, Bid No. 2021-09 for the Philip Reilly Elementary School Shade Structure Project related to re-routing the existing storm drain around the new footing locations. 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 \$115,000. The new contract sum including Change Order No. 1 is \$119,450 funded by Redevelopment Agency Mission Viejo funds. With this change order, the project remains under budget and this item ratifies \$4,450.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*
- 5. CHANGE ORDER NO. 6, BID NO. 1920-04, ALISO NIGUEL HIGH SCHOOL STEM BUILDING PROJECT:** Page 226
EXHIBIT 5
Approval of Change Order No. 6, Bid No. 1920-04 for the Aliso Niguel High School STEM Building. The change order is related to re-routing the gas line due to SoCal Gas requirements, the addition of structural steel supports per Division of State Architect requirements, and the installation of low voltage wires to the existing portables damaged due to the lines being unforeseen and in the footprint of the building. 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. The new contract sum including Change Order No. 6 is \$11,321,293.64 funded by Community Facilities District (CFD) 87-1 and if necessary, 2015 2 Liberty land sale revenue and interest earnings. With this change order, the project remains under budget.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*
- 6. FINAL ACCEPTANCE AND FILING OF NOTICE OF COMPLETION FOR BID NO. 2021-09, PHILIP REILLY ELEMENTARY SCHOOL SHADE STRUCTURE PROJECT:** Page 255
EXHIBIT 6
Approval of the Final Acceptance and filing of the Notice of Completion for Bid No. 2021-09 for the Philip Reilly Elementary School Shade Structure Project. In order to obtain Division of State Architect closeout with certification, Notice of Completion is required. All work has been inspected and completed to the satisfaction of staff. The project was funded by Redevelopment Agency Mission Viejo funds.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*
- 7. FIRST EXTENSION OF BID NO. 1920-01, PEST MANAGEMENT – ANIMAL PEST MANAGEMENT SERVICES, INCORPORATED:** Page 258
EXHIBIT 7
Approval of First Extension of Bid No. 1920-01, Pest Management with Animal Pest Management Services, Incorporated. Bid 1920-01 was awarded to the lowest responsive, responsible bidder on November 20, 2019 for the initial term of November 21, 2019 through November 20, 2020, with optional renewal terms. The vendor agrees to extend the proposed extension, at the same pricing under the initial bid award for the proposed renewal period of November 21, 2020 through November 20, 2021. Annual expenditures utilizing this contract are estimated to be \$195,000 funded by the general fund and deferred maintenance. Actual expenditures may vary based on District needs and the availability of funds.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*

8. MEMBER PROGRAM AGREEMENT FOR MOBILE SCHOOL PANTRY – SECOND HARVEST FOOD BANK OF ORANGE COUNTY: Page 275
EXHIBIT 8

Approval of the Member Program Agreement for participation in the mobile school pantry with Second Harvest Food Bank of Orange County. The 2021-2022 agreement allows for providing food to children and their families at qualified, participating schools. Mobile school pantries are monthly, large-scale distributions offering a variety of fresh produce. Mobile school pantries are located on the grounds of a school to provide a more accessible source of food assistance to low-income students and their families. There is no financial impact.

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

9. SECOND AMENDMENT OF PURCHASE AND SALE AGREEMENT (“LAS RAMBLAS PROPERTY”) – PACIFIC POINT DEVELOPMENT PARTNERS: Page 280
EXHIBIT 9

Approval of the Second Amendment of Purchase and Sale Agreement (PSA) would amend the existing PSA approved in 2016 with Pacific Point Development Partners, the developer of Community Facilities District (CFD) 98-1A and 98-1B. The PSA provides the District with the option to purchase 7.292 acres of land within the CFD. The Second Amendment retains the same purchase price, but provides the District the option to extend the purchase date for additional time by making additional deposit(s), up until a final closing date. The Second Amendment is effective upon full execution. There is no additional financial impact. *Note, the Second Amendment of Purchase Agreement was not yet finalized or available at the time of printing the District’s agenda; however, should the Second be finalized by the Board Meeting, said Second Amendment will be made available to the public that evening.

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

CURRICULUM AND INSTRUCTION

10. MEMORANDUM OF UNDERSTANDING WITH COLLEGE AND CAREER ADVANTAGE FOR PARTICIPATION IN THE CALIFORNIA CAREER TECHNICAL EDUCATION INCENTIVE GRANT PROGRAM: Page 282
EXHIBIT 10

Approval of the ratification of the California Career Technical Education Incentive Grant (CTEIG) Program Memorandum of Understanding (MOU) with College and Career Advantage, July 1, 2020 through June 30, 2022. The purpose of the CTEIG Program is to encourage and maintain the delivery of career technical education programs during implementation of the District’s Local Control Funding Formula. The MOU establishes a cooperative and mutually beneficial relationship between the District and College and Career Advantage (parties) and sets forth the responsibilities of the parties as related to the implementation of the California CTEIG Program. There is no financial impact.

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

11. MEMORANDUM OF UNDERSTANDING AND AGREEMENT FOR USE OF EMERALD COVE OUTDOOR SCIENCE INSTITUTE, FACILITIES, SUPPLIES, EQUIPMENT, AND SERVICES, PUBLIC SCHOOL DISTRICTS, SCHOOL YEAR 2020-2021: Page 287
EXHIBIT 11

Approval of the Memorandum of Understanding and Agreement for Use of Emerald Cove Outdoor Science Institute, Facilities, Supplies, Equipment, and Services Public School Districts School Year 2020-2021. Oak Grove Elementary School has expressed an interest in attending the outdoor science camp, **virtually**. Fifth grade students will **virtually** attend from May 24 – 28, 2021. The total estimated expenditure is \$3,600 funded by gift funds.

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

12. ADDENDUM TO THE AGREEMENT FOR ADDITIONAL SCHOOLS PARTICIPATING IN THE INSIDE THE OUTDOORS SCHOOL PROGRAMS, AGREEMENT NUMBER 13017, ADDENDUM NO. 3, NO. 4, NO. 5 AND NO. 6: Page 293
EXHIBIT 12

Approval of Addendums to the Agreement for Additional Schools Participating in the Inside the Outdoors School Program, Agreement Number 13017, Addendum No. 3, No. 4, No. 5 and No. 6.

District schools routinely participate in the Orange County Department of Education’s outdoor science school/field trip programs and “Traveling Scientist” programs and assemblies. This year the sessions will all be **virtual**. Concordia, Hankey, Kinoshita, Las Flores, Vista del Mar and George White Elementary Schools have expressed interest in the “Traveling Scientist” program for the 2020-2021 school year, which will provide a **virtual** school assembly by naturalists on various science topics. Malcom Elementary School has enrolled in two additional **virtual** sessions. There is no financial impact; there is no charge or fee this year.

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

13. MEMORANDUM OF UNDERSTANDING FOR A CONSORTIUM ESTABLISHED TO PARTICIPATE IN THE STRENGTHENING CAREER TECHNICAL EDUCATION FOR THE TWENTY-FIRST CENTURY ACT WITH LAGUNA BEACH UNIFIED SCHOOL DISTRICT AND CORONADO UNIFIED SCHOOL DISTRICT: Page 303
EXHIBIT 13

Approval of the Memorandum of Understanding (MOU) for a consortium established to participate in the Strengthening Career and Technical Education for the Twenty-first Century Act of the Carl Perkins Grant with Laguna Beach Unified School District (LBUSD) and Coronado Unified School District (Coronado USD). This MOU will become effective upon receipt of wet-signatures of the Superintendent or Authorized Designee from all of the consortium’s participating Local Education Agencies (LEA) and will extend through the duration of the Act funding, unless participating members are revised or the consortium is disbanded by the participating LEAs. The Carl Perkins grant (Perkins) requires a LEA to meet a minimum allocation amount to receive Perkins of at least \$15,000. LEAs that do not meet the minimum allocation of \$15,000 must join a consortium in order to meet program requirements. LBUSD and Coronado USD do not meet the \$15,000 allocation requirement set forth by Perkins. Forming this consortium enables LBUSD and Coronado USD to meet the allocation requirements and partner with the District and other districts in the region to carry out the regional focus of the grant. The consortium is comprised of the District, LBUSD and Coronado USD. There is no financial impact.

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

14. THREE-YEAR EXPULSION PLAN 2021-2024: Page 308
EXHIBIT 14

Approval of the plan will satisfy the District’s requirement to adopt a three-year Expulsion Plan that is developed in collaboration with Orange County school districts and the Orange County Department of Education (OCDE). OCDE in turn submits the three-year county plan to the California Department of Education. District staff has reviewed the previous plan and updated the plan to align with Orange County districts and OCDE’s changes. Trustees adopted the previous three-year plan on March 14, 2018. There is no financial impact.

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

HUMAN RESOURCE SERVICES

15. MEMORANDUM OF UNDERSTANDING WITH CONCORDIA UNIVERSITY IRVINE: Page 328
EXHIBIT 15

Approval of the Memorandum of Understanding with Concordia University Irvine, effective March 18, 2021 and expiring June 30, 2021. University students enrolled in the Pupil Personnel Services School Counseling credential program will be paired with a site supervisor as they complete practicum/fieldwork hours required to earn their credential. There is no financial impact.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

16. ORANGE COUNTY DEPARTMENT OF EDUCATION SECOND QUARTER REPORT – WILLIAMS SETTLEMENT LEGISLATION: Page 338
EXHIBIT 16

Acceptance of Williams Settlement Legislation Orange County Department of Education (OCDE) Second 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. During the second quarter, the District received no complaints.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

17. CONSIDER AND APPROVE JOB DESCRIPTIONS: Page 341
EXHIBIT 17

Approval of job descriptions for the positions of Associate Superintendent, Education and Support Services; Assistant Superintendent, Curriculum and Instruction, Education and Support Services; Executive Director, Curriculum and Instruction, General and Special Education, PK-5; Executive Director, Curriculum and Instruction, General and Special Education, 6-12, ATP; Director II, Cultural Proficiency, Equity, Access and Social Emotional Learning; Director II, Early Childhood General Education and Special Education Programs; Coordinator I, Science, Technology, Engineering, Math (STEM); Administrator on Special Assignment, COVID-19, Health & Safety, and Student Wellness. The new positions reflect greater efficiencies in the Education and Support Services department and represent the final phase of restructuring to align support and services for all students in both general education and special education. The new positions recommended for approval focus on the District’s most high leverage work, and support for Board and community priorities, such as social emotional learning, cultural proficiency, STEM, and COVID mitigation.

With the projection of a structural deficit for CUSD due to the state’s formula for public school funding, a Resolution was passed at the March 3, 2021 Special Board Meeting, reducing or eliminating particular kinds of services performed by Certificated employees. This Resolution included a reduction in District office positions. With fewer positions, the new job descriptions above were created to most efficiently support the vision of “one system of supports for all students” focused on the District’s most high leverage work outlined above.

The open positions will be posted on EdJoin in an effort to retain employees and meet District staffing needs for the 2021-2022 school year. The open positions will follow the District’s normal recruiting process in a timely manner. There is no financial impact to the approval of these management job descriptions, as they are funded through a cost savings from Board approved reductions on March 3, 2021.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

18. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CERTIFICATED EMPLOYEES: Page 364
EXHIBIT 18

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

19. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CLASSIFIED EMPLOYEES: Page 390
EXHIBIT 19

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

- 20. **SCHOOL BOARD MINUTES:** Page 406
EXHIBIT 20
Approval of the February 17, 2021 Regular Board Meeting Minutes.
Contact: Colleen Hayes, Manager II, Board Operations/Superintendent’s Office

- 21. **SCHOOL BOARD MINUTES:** Page 417
EXHIBIT 21
Approval of the March 3, 2021 Special Board Meeting Minutes.
Contact: Colleen Hayes, Manager II, Board Operations/Superintendent’s Office

- 22. **SCHOOL BOARD MINUTES:** Page 420
EXHIBIT 22
Approval of the revised December 16, 2020 Regular Board Meeting Minutes.
Contact: Colleen Hayes, Manager II, Board Operations/Superintendent’s Office

DISCUSSION/ACTION ITEMS

- 23. **SECOND READING – TEMPORARY BOARD POLICY T5121.1, GRADES/EVALUATION OF STUDENT ACHIEVEMENT:** **DISCUSSION/
ACTION**
Page 434
EXHIBIT 23
As the 2020-2021 school year continues, local and state health orders modify how instruction may be provided. Due to the ongoing COVID-19 pandemic, staff recommends Temporary Board Policy T5121.1, *Grades/Evaluation of Student Achievement*, to create maximum flexibility in how teachers monitor student progress during distance and hybrid learning. At the December 16, 2020 Board meeting staff recommended revisions to Board Policy T5121.1 to add temporary language to address the unique difficulty with completing APEX Physical Education (PE) courses online at the secondary level. The policy was updated to add Credit/No Credit (CR/NC) language for online APEX PE classes. Since December 2020, staff has received feedback to allow students the choice of a letter grade in place of a CR mark. At the February 17, 2021 meeting, staff was directed to update policy language to have grades default to CR/NC and provide students the option to select a letter grade in lieu of a CR. Staff developed two options, based on Trustee direction on February 17, 2021 and then subsequent feedback, in how language may be updated. Option one (in red text) provides students who earned an A will receive the letter A grade and all students who earned an F will receive NC. Option two (in blue text) provides similar language but also adds the letter B grade as a default letter grade and the letters C and D to default as CR. Students who earned a letter B grade may select a CR in lieu of the letter mark and students who earn a CR in lieu of a C letter grade may request a C in lieu of the CR mark. Changes are underlined; deletions are struck through. There is no financial impact.
CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.
Contact: Susan Holliday, Chief Administrative Officer, Education and Support Services

Staff Recommendation

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

Following discussion, staff recommends the Board of Trustees take action to approve either option one or option two of Temporary Board Policy T5121.1, *Grades/Evaluation of Student Achievement*.

Motion by _____ Seconded by _____

24. PROCESS FOR REOPENING OF SCHOOLS 2.0 FOR THE 2021-2022 SCHOOL YEAR: **INFORMATION/ DISCUSSION**
Page 442
EXHIBIT 24

Staff will present an overview to Trustees regarding the Reopening Schools planning process for the 2021-2022 school year. Trustees have directed the Superintendent to “open school as normal if we are able to do so, as determined by the criteria established by the California Department of Public Health (CDPH) for the 2021-2022 school year.” If that is not possible, then staff will create a Reopening 2.0 Plan that addresses the Board approved priorities for both elementary and secondary grade levels, providing quality in-person and 100 percent online instructional programs for students in both general education and special education. Staff will provide Trustees with information regarding the Reopening 2.0 Lead Team members, the Classified, Certificated, and Administration in Partnership for Excellence (CAPE) collaborative team format, parent and staff surveys and focus groups. **This item only addresses the process by which staff will create a Reopening plan for 2021-2022.** At the April 21, 2021, Board meeting, the Reopening Team will present a draft plan that will include models, programs, and proposed next steps for the Reopening 2.0 Plan. This draft Reopening plan will be presented at the April 21, 2021, Board meeting for discussion only, and then will return at the May 19, 2021, Board meeting for final action. There are no financial implications for this item.

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

Staff Recommendation

It is recommended the Board President recognize Gregory Merwin, Chief Academic Officer, Education and Support Services, to present information on this item and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

25. SELECTION OF MOST BENEFICIAL PROPOSAL, AND APPROVAL OF AGREEMENT REGARDING RIGHT TO PURCHASE (“LAS RAMBLAS PROPERTY”): **DISCUSSION/ ACTION**
Page 462
EXHIBIT 25

The Board is asked to select the most beneficial proposal to purchase the District’s existing right to acquire the 7.292 acres of land located within the Community Facilities District (CFD) 98-1A and 98-1B, and to approve an Agreement regarding right to purchase which would allow for the District to sell its existing right to purchase.

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

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

Staff Recommendation

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

Following discussion, it is recommended the Board of Trustees 1) select the most beneficial proposal for the purchase of the District’s existing right to acquire the 7.292 acres from its current owner, and 2) approve an Agreement regarding right to purchase (Las Ramblas Property).

**Note, the Agreement was not yet finalized or available at the time of printing the District’s agenda; however, should the Agreement be finalized by the Board Meeting, said Agreement will be made available to the public that evening.*

Motion by _____ Seconded by _____

26. **FIRST READING – BOARD POLICY 1325, ADVERTISING AND PROMOTION:** **DISCUSSION/ ACTION**
The proposed revisions to Board Policy 1325, *Advertising and Promotion*, bring the policy current by aligning with the recommendations from the California School Boards Association policy. Language includes criteria for both distribution and advertising and specific criteria for approval providing safeguards for advertising content. Additionally, the revised policy would introduce an initial competitive “bidding” procedure to ensure a fair, equal, and transparent selection of an advertiser, while also maximizing the fundraising benefit to each school. Changes are underlined; deletions are struck through. **Page 464**
CUSD WIG 2: Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions. **EXHIBIT 26**
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

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

Following discussion, it is recommended the Board of Trustees approve the first reading of Board Policy 1325, *Advertising and Promotion*.

Motion by _____ Seconded by _____

27. **REVISED SELECTION OF TRUSTEE PARTICIPATION ON VARIOUS COMMITTEES:** **DISCUSSION/ ACTION**
During the December 16, 2020 Board Meeting, Trustee assignments to various committees and other groups were formally voted on by the Board. The exhibit includes a listing of appointments, as voted on, and the name or names of the Trustee(s) who serve on the committees during 2021. Board President Bullockus has asked that this item be brought back for revision to allow for a change of assignment. This agenda item allows for the Board of Trustees to take action to switch Trustee Bullockus and Trustee Davis in their roles as representatives on the Instructional Materials Review Committee (IMRC) and California School Boards Association (CSBA). Trustee Bullockus will resume her role as a CSBA Delegate and Trustee Davis will assume the role as representative on the IMRC. Trustee Davis is currently an alternate on the IMRC. This change from alternate to member allows Trustee Davis to take a more active role on the IMRC. Trustee Bullockus will assume the position of alternate on the IMRC. In addition, Trustee Bullockus will resume her role as Delegate with CSBA in place of newly appointed Trustee Davis. Also included in the exhibit is a REVISED Trustee Participation on Various Committees for the 2021 calendar year that reflect these changes. There is no financial impact. **Page 470**
CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions. **EXHIBIT 27**
Contact: Judy Bullockus, Board President
Contact: Lisa Davis, Trustee

Staff Recommendation

It is recommended the Board of Trustees review the REVISED Trustee Participation on Various Committees as presented in the exhibit and take action to approve the new assignments for Trustee’s Bullockus and Trustee Davis.

Motion by _____ Seconded by _____

ADJOURNMENT

Motion by _____ Seconded by _____

**THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES IS
WEDNESDAY, APRIL 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

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.