

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

President Bullockus called the meeting to order at 5:33 p.m.

**Call to Order/
Adjourn to Closed
Session**

ROLL CALL:

Present: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and McNicholas
Absent: Trustee Braunstein

The following speakers addressed the Board:

- *Dawn Urbanek spoke regarding each Trustees fiduciary responsibility to the community and to stand up to Governor Newsom*

The Board recessed to closed session to discuss: Public Health Emergency; Conference with Legal Counsel – Anticipated Litigation; Conference with Legal Counsel – Existing Litigation; Conference with Real Property Negotiators; Student Readmission; Student Expulsion; Conference with Labor Negotiators.

**Closed Session
Comments**

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

ROLL CALL:

Present: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, McNicholas and Student Adviser Padhya
Absent: Trustee Braunstein

The Pledge of Allegiance was led by Rich Montgomery, Assistant Superintendent, Human Resource Services.

**Pledge of
Allegiance**

The Board meeting discussion related to each of the items on the public agenda is on file in the Superintendent's office as a matter of the permanent record. An audio recording of the meeting is available on the District website: www.capousd.org

Permanent Record

It was moved by Trustee McNicholas and seconded by Trustee Davis and motion carried by a 6-0-1 roll call vote to adopt the Regular Board agenda.

**Adoption of the
Board Agenda**

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and McNicholas

NOES: None

ABSENT: Trustee Braunstein

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

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

**President's Report
from Closed
Session Meeting**

Agenda Item #3A– Public Health Emergency

No reportable action.

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

Significant Exposure to Litigation – Eight Cases

Trustees voted 6-0-1 to approve the staff recommendation on the following cases:

ADR Case Number 20201209M2
ADR Case Number 20210611
ADR Case Number 20210727
ADR Case Number 20210812
ADR Case Number 20210819
ADR Case Number 20210827
ADR Case Number 20210917
ADR Case Number 20210919

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

Significant Exposure to Litigation – Five Cases

Trustees voted 6-0-1 to approve staff recommendation on the following cases:

OAH Case Number 2021050006
OAH Case Number 2021050154
OAH Case Number 2021070184
OAH Case Number 2021080321
OAH Case Number 2021090083

Agenda Item #3D – Conference with Real Property Negotiators

Property: Pacifica San Juan property, a 7.292 acre property located at the northeast corner of Camino Las Ramblas and Avenida California.

No reportable action.

Agenda Item #3E – Student Readmission

Trustees voted 6-0-1 to approve staff recommendation on the following case:

Case # 2019-013

Agenda Item #3E – Student Expulsion

Trustees voted 6-0-1 to approve staff recommendation on the following case:

Case # 2022-001

Agenda Item #3F – Conference with Labor Negotiators

Trustees gave direction to staff.

Extra Milers

Kristen Chetakian, Licensed Vocational Nurse (LVN), Mitch Colapinto, Teacher, and Ana Conroy, Paraeducator of Truman Benedict Elementary School, for their bravery in saving the life of a first grade student during an emergency medical situation.

**Special
Recognitions**

Associated Student Body

Aliso Niguel High School
Michael Hatcher, *Principal*
Alison Nero, *Activities Director*
Kyle Jamora, *Associated Student Body President*

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

**Board and
Superintendent
Comments
Student Board
Member Report**

Student Adviser to the Board, Kanei Padhya, reported on school lunches. She is working with Kristen Hilleman, Director II, Food and Nutrition Services, regarding better choices for all meals.

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

President Bullockus requested a consensus of the Board to modify the individual time allowed for each speaker to three minutes during Oral Communications and 1 minute for all other Board agenda items. All Trustees were in favor of reducing the speaker time as requested.

Trustee McNicholas requested to amend her adoption of the Board agenda and to bring forward agenda item #37 prior to the start of the Discussion/Action agenda item #32. It was moved by Trustee McNicholas and seconded by Trustee Davis. The motion carried 6-0-1.

**Amendment to
Adoption of the
Board Agenda**

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and
McNicholas
NOES: None
ABSENT: Trustee Braunstein

The following speakers addressed the Board:

**Oral
Communications**

- *Gabriel Levin, student, spoke regarding changing the name of Capistrano Unified Schools District*
- *Michele Ploessel-Campbell spoke representing PTA/PTSA, inviting everyone to PTA sponsored events throughout the District, and reminding all to join the PTA/PTSA*
- *James Montross spoke regarding critical race theory and Cultural Proficiency Plan*
- *Ted Bowersox Jr. spoke regarding Encroachment of Freedom*
- *Natalie W. spoke regarding Infringements on Freedom*
- *Kevin Klein spoke regarding Critical Race Theory*

This item was pulled by staff.

**Public Hearing:
Authorizing
Agreement with
Electric Service
Provider
Agenda Item 1
Consent Calendar**

CONSENT CALENDAR

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

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

The following speakers addressed the Board:

- *Michele Ploessel Campbell spoke regarding learning loss, Math and English support in classrooms at the middle and high school levels and her support for Paper Education*

It was moved by Trustee Jones and seconded by Trustee McNicholas motion carried by a 6-0-1 roll call vote to approve the following Consent Calendar with the exception of items pulled.

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and
McNicholas
NOES: None
ABSENT: Trustee Braunstein

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

Approval of donations of funds and equipment.

**Donation of Funds
and Equipment
Agenda Item 2**

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

**Purchase Orders,
Commercial
Warrants and
Previously Board-
Approved Bids
and Contracts
Agenda Item 3**

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

**Independent
Contractor,
Professional
Services, Field
Service, and
Master Contract
Agreements
Agenda Item 4**

Approval to utilize the Corona-Norco Unified School District Bid No. 2018/19-021 awarded to Waterline Technologies, Incorporated and any subsequent revisions, amendments, and extensions for Just-In-Time pool chemical supplies.

**Corona-Norco
Unified School
District Bid No.
2018/19-021, Just-
In-Time Pool
Chemical Supply
– Waterline
Technologies,
Incorporated
Agenda Item 5**

Approval to utilize the Riverside Unified School District's Request for Proposals No. 2017/18-11 Fresh Bread and Tortilla Products and any subsequent revisions, amendments, and extensions awarded to Gold Star Foods, Incorporated for the purchase and delivery of fresh bread and tortilla products, as needed by the District.

**Riverside Unified
School District
Request for
Proposals No.
2017/18-11 Fresh
Bread and Tortilla
Products – Gold
Star Foods,
Incorporated
Agenda Item 6**

Approval of the Second Amendment of Bid No. 1617-07, Electrical, Fire Protection, and Low Voltage Systems Services with Gilbert and Stearns Incorporated.

**Second
Amendment of
Bid No. 1617-07,
Electrical Fire
Protection, and
Low Voltage
Systems Services –**

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

**Gilbert and
Stearns,
Incorporated
Agenda Item 7
Agreement for
Services with
Conversa to
Provide Spanish
Language
Instruction at
Carl Hankey K-5
International
Baccalaureate
Academy in 2021-
2022
Agenda Item 9
Addendum to the
Agreement for
Additional Schools
Participating in
the Inside the
Outdoors School
Programs,
Agreement No.
14002, Addendum
No. 1
Agenda Item 10
Amendment to
Agreement No.
51667 with the
Orange County
Superintendent of
Schools
Agenda Item 11
YMCA Service
Agreement
Agenda Item 12
Contract for
School Assembly
Performance with
Building Block
Entertainment at
Marblehead
Elementary
School
Agenda Item 13
Memorandum of
Understanding
and Agreement
for Use of
Emerald Cove
Outdoor Science
Institute,**

Approval of the ratification of the Agreement for Services with Conversa 2021-2022 to provide Spanish language instruction to students at Carl Hankey International Baccalaureate (IB) Academy.

Approval of the ratification of the Addendum to the Agreement for Additional Schools Participating in the Inside the Outdoors School Program, Agreement No.14002, Addendum No. 1.

Approval of the ratification of the Amendment to Agreement No. 51667 with the Orange County Superintendent of Schools for use of Orange County Department of Education to provide a consultant that will offer training for kindergarten through grade 5 teachers on the History Social Science Framework, August 2, 2021, through May 5, 2021.

Approval of the agreement for participation with the YMCA of Orange County, to provide a noontime sports program for students at Marblehead Elementary School.

Approval of the ratification of the Contract for School Assembly Performance with Building Block Entertainment, October 14, 2021.

Approval of Memorandum of Understanding and Agreement for Use of Emerald Cove Outdoor Science Institute, Facilities, Supplies, Equipment, and Services Public School Districts School Year 2021-2022.

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

**Facilities,
Supplies,
Equipment, and
Services, Public
School Districts,
School Year 2021-
2022**

Approval of the ratification of the contract renewal agreement with EUREKA, The California Career Information System, September 15, 2021, through September 14, 2022, to provide a software based career interest survey, and research resource to District students, which will be available in each college and career center.

**Agenda Item 14
Agreement with
Eureka, the
California Career
Information
System**

Approval of the Outdoor Science School contract with High Trails to provide an overnight outdoor science school trip aligned with grade-level science standards, October 26, 2021 through October 29, 2021.

**Agenda Item 15
Outdoor Science
School Contracts
with High Trails
Agenda Item 16**

Approval of the ratification of the Memorandum of Agreement with San Diego Office of Education, July 1, 2021, through June 30, 2023.

**Memorandum of
Agreement with
San Diego County
Office of
Education for the
2021-2023
Migrant
Education
Program**

Approval of the Memorandum of Understanding with Parentis Foundation and Del Obispo and Kinoshita Elementary Schools, 2021-2022.

**Agenda Item 17
Memorandum of
Understanding
with Parentis
Foundation and
Del Obispo and
Kinoshita
Elementary
Schools 2021-2022**

Approval of the ESSER III Safe Return to In-Person Instruction and Continuity of Services Plan and Expenditure Plan.

**Agenda Item 18
Elementary and
Secondary School
Emergency Relief
III Safe Return to
in-Person
Instruction and
Continuity of
Services Plan and
Expenditure Plan
Agenda Item 19**

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

Approval of teachers who are credentialed in subjects other than Physical Education (PE) to provide PE credit to students in that respective sport.	Biannual Authorization of Coaches to Provide First Semester Physical Education Credit Agenda Item 20
Acceptance of Williams Settlement Legislation Uniform Complaint First Quarter Report.	First Quarter Report – Williams Settlement Legislation Uniform Complaint Agenda Item 21
Approval of the Memorandum of Understanding and Agreement with Cal State TEACH, effective September 15, 2021 through August 31, 2024.	Memorandum of Understanding and Agreement with Cal State Teach Agenda Item 22
Approval of Nate Folan Consulting agreement for a one-day Physical Education Professional Learning Program.	Agreement for Consultant Services for Physical Education Professional Learning Agenda Item 23
Approval of the Student Teacher Agreement with United States University, effective October 20, 2021 through June 30, 2024.	Student Teacher Agreement with United States University Agenda Item 24
Approval of The Breakthrough Coach agreement for a two-day management development program.	Agreement For Consultant Services for the Breakthrough Coach Agenda Item 25
Approval of the activity list for employment, separation, and additional assignments of certificated employees.	Resignations/ Retirements/ Employment - Certificated Employees Agenda Item 26
Approval of the activity list for employment, separation, and additional assignments of classified employees.	Resignations/ Retirements/ Employment - Classified Employees Agenda Item 27

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

Approval of the September 15, 2021 Regular Board meeting minutes.

**School Board
Minutes
Agenda Item 28
School Board
Minutes
Agenda Item 29**

Approval of the July 21, 2021 Board Workshop meeting minutes.

Approval of the June 23, 2021 Revised Special Board meeting minutes.

**School Board
Minutes
Agenda Item 30
School Board
Minutes
Agenda Item 31**

Approval of the June 23, 2021 Board Workshop meeting minutes.

President Bullockus recognized Gila Jones, Trustee Area 6, and Martha McNicholas, Trustee Area 4, to present this item.

**Trustee Request -
Resolution No.
2122-20, Urgent
Request to
Governor Gavin
Newsom to
Reconsider or
Rescind the
Covid-19 Vaccine
Mandate for
Public and Private
K-12 Students as a
Requirement for
In-Person
Instruction
Agenda Item 37**

The following speakers addressed the Board:

- *Chandler Minnich, student, spoke in opposition of masks mandates*
- *Jennie Wicker asked Board to rethink the vaccine mandate*
- *Michele Ploessel-Campbell in opposition of the resolution*
- *Julie Little spoke in opposition of the vaccine mandate*
- *Craig Adams spoke in opposition of the vaccine mandate*
- *Malea Anderson spoke in opposition of the vaccine mandate*
- *Steve De La Torre spoke in opposition of the vaccine mandate*
- *Andrea B. spoke in opposition of the vaccine mandate*
- *Julie Moran spoke in opposition of the vaccine mandate and in support of the resolution*
- *John Gresko spoke in opposition of the vaccine mandate*
- *Andrei Jagodin spoke in opposition of the vaccine mandate*
- *Denise Martinez spoke in opposition of the vaccine mandate*
- *Chuck Pillsbury spoke in opposition of the vaccine mandate and in support of the resolution*
- *Tracey Riness spoke in opposition of the vaccine mandate and in support of the resolution*
- *Vanessa Santos spoke in support of the vaccine*
- *Paul Duncan spoke in opposition of the vaccine mandate*
- *Stephanie Tarzia spoke requesting the District to leave the decisions up to CDPH*
- *Amber S. spoke in opposition of the vaccine mandate*
- *Clayton Riness spoke in opposition of the vaccine mandate and in support of the resolution*
- *Sandra Miller spoke in opposition of the vaccine mandate*
- *Ana Stephens spoke in opposition of the vaccine mandate*
- *Linda Pillsbury spoke in opposition of the vaccine mandate*
- *John Dinkle spoke in opposition of the vaccine mandate*
- *Dotty Hagmier spoke in opposition of the vaccine mandate*
- *Jennifer Bonkowski spoke in opposition of the vaccine mandate*
- *Laura Fergeson spoke regarding Governor's vaccine mandate*
- *K.C. Kranz spoke in opposition of the vaccine mandate*
- *Carrie spoke in opposition of the vaccine mandate*
- *Sarah Petar spoke in opposition of the vaccine mandate*
- *Kristi Collings spoke in opposition of the vaccine mandate*

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

- *Natalie Carpenter spoke in opposition of the vaccine mandate*
- *Sandra K. spoke in opposition of the vaccine mandate*
- *Sharon Mata spoke in opposition of the vaccine mandate*
- *Megan Rutn spoke in opposition of the vaccine mandate*
- *Renee T. spoke in opposition of the vaccine mandate*
- *M. Priest spoke in opposition of the vaccine mandate*
- *Laurie Mellott spoke in opposition of the vaccine mandate*
- *Kris U. spoke in opposition of the vaccine mandate*
- *Mike McDermott spoke in opposition of the vaccine mandate*
- *Kimberly Gerhardt spoke in opposition of the vaccine mandate*
- *Emily K. spoke in opposition of the vaccine mandate*
- *Jenna Duncan spoke in opposition of the vaccine mandate*
- *Frank spoke in opposition of the vaccine mandate*
- *Tara C. spoke in opposition of the vaccine mandate*
- *Mrs. V (Victoria) spoke in opposition of the vaccine mandate*
- *Carol W. spoke in opposition of the vaccine mandate*
- *Roxanne spoke in opposition of the vaccine mandate*
- *Melissa Hayes spoke in opposition of the vaccine mandate*
- *Robin Torriero spoke in opposition of the vaccine mandate*
- *Teresa Risch spoke in opposition of the vaccine mandate*
- *Chris Jones spoke in opposition of the vaccine mandate*
- *Bret Stall spoke in opposition of the vaccine mandate*
- *Very Concerned Parent spoke in opposition of the vaccine mandate*
- *James Paul spoke in opposition of the vaccine mandate*
- *Cheryl Frink spoke in opposition of masks and the vaccine mandate*
- *Gino Davis spoke in opposition of the vaccine mandate*
- *Sara May spoke in opposition of the vaccine mandate*
- *Jennifer Loya spoke in opposition of the vaccine mandate*
- *Leona Halonen spoke in opposition of the vaccine mandate*
- *Molly Garibaldi spoke regarding Resolution Against Mandate*
- *Andrea Derpesh/Heather spoke in opposition of the vaccine mandate*
- *Chris Kleips spoke in opposition of the vaccine mandate*
- *Gene W. spoke in opposition of the vaccine mandate*
- *Jacque Johnson spoke in opposition of the vaccine mandate*
- *Shanaye Sherman spoke in opposition of the vaccine mandate*
- *Erin Blomdahl spoke in opposition of the vaccine mandate*
- *Lori McClaskey spoke in opposition of the vaccine mandate*
- *Kelvin McClaskey spoke in opposition of the vaccine mandate*
- *Laura Williams spoke in opposition of the vaccine mandate*
- *Monica Trudeau spoke in opposition of the vaccine mandate*
- *Laura Wilson spoke in opposition of the vaccine mandate*
- *Courtney Fish spoke in opposition of the vaccine mandate*
- *Erin Potter spoke in opposition of the vaccine mandate*
- *Staci Loest spoke in opposition of the vaccine mandate*
- *Becky Pacini spoke in opposition of the vaccine mandate*
- *Jon Carroll spoke in opposition of the vaccine mandate*
- *Liz A. and student Caleb spoke in opposition of the vaccine mandate*
- *Bart Smith spoke in opposition of the vaccine mandate*
- *Tessa Armstrong spoke in opposition of the vaccine mandate*
- *Ashley Smetona spoke in opposition of the vaccine mandate*

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

It was moved by Trustee Davis and seconded by Trustee Bullockus to make a Friendly Amendment to Resolution No. 2122-20, Urgent Request to Governor Gavin Newsom to Reconsider and Rescind the COVID-19 Vaccine Mandate for Public and Private K-12 Students as a Requirement for In-Person Instruction by adding an additional Whereas paragraph, between the 2nd and 3rd Whereas. The motion failed 2-2-1-2.

AYES: Trustees Bullockus and Davis,
NOES: Trustees Jones and McNicholas
ABSENT: Trustee Braunstein
ABSTAIN: Trustees Castellanos and Hanacek

Student Adviser Padhya cast a preferential vote of abstain to add an additional Whereas paragraph, between the 2nd and 3rd Whereas.

It was moved by Trustee Davis and seconded by Trustee Bullockus to make a Friendly Amendment to Resolution No. 2122-20, Urgent Request to Governor Gavin Newsom to Reconsider and Rescind the COVID-19 Vaccine Mandate for Public and Private K-12 Students as a Requirement for In-Person Instruction, to change paragraph 4, in the fourth Whereas, to read: WHEREAS, While we respect the right of parents to choose the most suitable educational program for their children, we believe the vaccine mandate will result in substantial numbers of families choosing to leave traditional in-person K-12 schools, thereby crippling California's existing school systems; and. The motion carried 4-0-1-2.

AYES: Trustees Bullockus, Davis, Jones, and McNicholas
NOES: None
ABSENT: Trustee Braunstein
ABSTAIN: Trustees Castellanos and Hanacek

Student Adviser Padhya cast a preferential vote of abstain to change paragraph 4, in the fourth Whereas.

It was moved by Trustee Davis and seconded by Trustee Bullockus to make a Friendly Amendment to Resolution No. 2122-20, Urgent Request to Governor Gavin Newsom to Reconsider and Rescind the COVID-19 Vaccine Mandate for Public and Private K-12 Students as a Requirement for In-Person Instruction, by adding in another paragraph, after the 6th paragraph, to read: Whereas, California is the only state in the Union to mandate this vaccine, despite the fact that the data indicates COVID is not a threat to school-aged children, and. The motion failed 2-2-1-2.

AYES: Trustees Bullockus and Davis
NOES: Trustees Jones and McNicholas
ABSENT: Trustee Braunstein
ABSTAIN: Trustees Castellanos and Hanacek

Student Adviser Padhya cast a preferential vote of abstain to add in another paragraph after paragraph six, after the 6th paragraph.

**Friendly
Amendment (1) to
Resolution No.
2122-20, Urgent
Request to
Governor Gavin
Newsom to
Reconsider and
Rescind the
COVID-19
Vaccine Mandate
for Public and
Private K-12
Students as a
Requirement for
In-Person
Instruction**

**Friendly
Amendment (2) to
Resolution No.
2122-20, Urgent
Request to
Governor Gavin
Newsom to
Reconsider and
Rescind the
COVID-19
Vaccine Mandate
for Public and
Private K-12
Students as a
Requirement for
In-Person
Instruction**

**Friendly
Amendment (3) to
Resolution No.
2122-20, Urgent
Request to
Governor Gavin
Newsom to
Reconsider and
Rescind the
COVID-19
Vaccine Mandate
for Public and
Private K-12
Students as a
Requirement for
In-Person
Instruction**

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

It was moved by Trustee Davis and seconded by Trustee Bullockus to make a Friendly Amendment to Resolution No. 2122-20, Urgent Request to Governor Gavin Newsom to Reconsider and Rescind the COVID-19 Vaccine Mandate for Public and Private K-12 Students as a Requirement for In-Person Instruction, to change the first Therefore be it resolved, in the third line remove “and supports.” The motion carried 4-0-1-2.

AYES: Trustees Bullockus, Davis, Jones, and McNicholas
NOES: None
ABSENT: Trustee Braunstein
ABSTAIN: Trustees Castellanos and Hanacek

Student Adviser Padhya cast a preferential vote of abstain to change the first Therefore be it resolved, in the third line remove “and supports”

It was moved by Trustee Davis and seconded by Trustee Bullockus to make a Friendly Amendment to Resolution No. 2122-20, Urgent Request to Governor Gavin Newsom to Reconsider and Rescind the COVID-19 Vaccine Mandate for Public and Private K-12 Students as a Requirement for In-Person Instruction, to change the title and the second Resolve, to delete “or” and insert “and”. The motion failed 2-2-1-2.

AYES: Trustees Bullockus and Davis
NOES: Trustees Jones and McNicholas
ABSENT: Trustee Braunstein
ABSTAIN: Trustees Castellanos and Hanacek

Student Adviser Padhya cast a preferential vote of abstain to change the title and the second Resolve, to delete “or” and insert “and”.

It was moved by Trustee Davis and seconded by Trustee Bullockus to adopt Resolution No. 2122-20, Urgent Request to Governor Gavin Newsom to Reconsider and Rescind the COVID-19 Vaccine Mandate for Public and Private K-12 Students as a Requirement for In-Person Instruction, to approve the resolution as amended. The motion carries 4-2-1-0.

AYES: Trustees Bullockus, Davis, Jones and McNicholas
NOES: Trustees Castellanos and Hanacek
ABSENT: Trustee Braunstein
ABSTAIN: None

Student Adviser Padhya cast a preferential vote of no to approve the Resolution as amended.

It was moved by Trustee McNicholas seconded by Trustee Bullockus to extend the Board meeting to 11:30 p.m. The motion carried 6-0-1.

**Friendly
Amendment (3) to
Resolution No.
2122-20, Urgent
Request to
Governor Gavin
Newsom to
Reconsider and
Rescind the
COVID-19
Vaccine Mandate
for Public and
Private K-12
Students as a
Requirement for
In-Person
Instruction
Friendly
Amendment (4) to
Resolution No.
2122-20, Urgent
Request to
Governor Gavin
Newsom to
Reconsider and
Rescind the
COVID-19
Vaccine Mandate
for Public and
Private K-12
Students as a
Requirement for
In-Person
Instruction
Resolution No.
2122-20, Urgent
Request to
Governor Gavin
Newsom to
Reconsider and
Rescind the
COVID-19
Vaccine Mandate
for Public and
Private K-12
Students as a
Requirement for
In-Person
Instruction
Motion to Extend
the Meeting Past
the Hour**

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and
McNicholas
NOES: None
ABSENT: Trustee Braunstein

Student Adviser Padhya cast a preferential vote of aye to extend the Board meeting to 11:30 p.m.

Trustee Hanacek requested agenda item 33 be presented, prior to agenda item 32. By a consensus of the Board item 33 was heard before item 32.

**Request to Hear
Item 33 Prior to
Item 32
Coaching Creed
Committee
Proposal
Agenda Item 33**

President Bullockus recognized Rich Montgomery, Assistant Superintendent, Human Resource Services, to present this item.

It was moved by Trustee Hanacek and seconded by Trustee McNicholas to approve the Coaching Creed. The motion carried 6-0-1.

AYES: Trustees, Bullockus, Castellanos, Davis, Hanacek, Jones, and
McNicholas
NOES: None
ABSENT: Braunstein

Student Adviser Padhya cast a preferential vote of aye to approve the Coaching Creed.

President Bullockus recognized Gregory Merwin, Associate Superintendent, Education and Support Services, to present the item.

**English Learner
Annual
Evaluation
Agenda Item 32**

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

It was moved by Trustee Davis seconded by Trustee McNicholas to extend the Board meeting to 12:00 a.m. The motion carried 6-0-1.

**Motion to Extend
the Meeting Past
the Hour**

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and
McNicholas
NOES: None
ABSENT: Trustee Braunstein

Student Adviser Padhya cast a preferential vote of aye to extend the Board meeting to 12:00 a.m.

This item was tabled to the November 3, 2021 Regular Board meeting by a consensus of the Board.

**Second Reading -
Board Policy 5125,
Student Records
Agenda Item 34
Resolution No.
2122-17,
Authorizing
Agreement with
Electric Service
Provider
Agenda Item 35**

This item was pulled by staff.

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

It was moved by Trustee Hanacek seconded by Trustee McNicholas to extend the Board meeting to 12:15 a.m. The motion carried 6-0-1.

Motion to Extend the Meeting Past the Hour

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and McNicholas
NOES: None
ABSENT: Trustee Braunstein

Student Adviser Padhya cast a preferential vote of aye to extend the Board meeting to 12:15 a.m.

President Bullockus recognized Lisa Davis, Trustee Area 3, to present the item.

The following speakers addressed the Board:

- *Michele Ploessel-Campbell spoke regarding support for the use of pronouns in emails and reconfirmed that the District does not discriminate against people*

It was moved by Trustee Hanacek and seconded by Trustee McNicholas to table Item 36 Trustee request to Consider Revising Board Policy 4040, *Employee Use of Technology* indefinitely. The motion carried by a 6-0-1 vote.

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and McNicholas
NOES: None
ABSENT: Trustee Braunstein

Student Adviser Padhya cast a preferential vote of aye to table Item 36 Trustee request to Consider Revising Board Policy 4040, *Employee Use of Technology* indefinitely.

It was moved by Trustee Jones seconded by Trustee McNicholas to extend the Board meeting to 12:30 a.m. The motion carried 6-0-1.

Motion to Extend the Meeting past the Hour

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and McNicholas
NOES: None
ABSENT: Trustee Braunstein

Student Adviser Padhya cast a preferential vote of aye to extend the Board meeting to 12:30 a.m.

President Bullockus recognized Gregory Merwin, Associate Superintendent, Education and Support Services, to present the item.

It was moved by Trustee McNicholas and seconded by Trustee Hanacek to approve the Service Agreement with Paper Education Company. The motion carried 6-0-1.

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and McNicholas
NOES: None
ABSENT: Trustee Braunstein

Trustee Request to Consider Revising Board Policy 4040, Employee Use of Technology Agenda Item 36

Service Agreement with Paper Education Company to Provide an Online Chat-Based Platform for Students and Educators Agenda Item 8

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
OCTOBER 20, 2021
EDUCATION CENTER – BOARD ROOM

Student Adviser Padhya cast a preferential vote of aye to approve the Service Agreement with Paper Education Company.

It was moved by Trustee Hanacek and seconded by Trustee Jones to adjourn the meeting, **Adjournment** motion carried 6-0-1,

AYES: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, and
McNicholas
NOES: None
ABSENT: Trustee Braunstein

Student Adviser Padhya cast a preferential vote of aye to adjourn the meeting.

President Bullockus announced the meeting adjourned at 12:21 a.m.



Board Clerk
Gila Jones, Trustee



Secretary, Board of Trustees
Kirsten M. Vital Brulte, Superintendent

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