

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

August 18, 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. As a K-12 Public School District, we must follow the guidelines established by the California Department of Public Health specifically for schools. These guidelines act as our standard of care. Per CDPH and Cal/OSHA guidelines, masks are optional for fully COVID-19 vaccinated staff and members of the public when indoors at the District Office. Any individual who is not fully vaccinated (defined as two weeks after the last vaccination shot) will be required to wear a mask while indoors. By entering these premises without a mask, you are attesting that you are fully vaccinated with a COVID-19 vaccine. As of July 28, 2021, CDPH is recommending universal masking indoors statewide. 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

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

EXHIBIT A-1

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Gregory Merwin/Kathy Purcell
Significant Exposure to Litigation – Six Cases
ADR Case Number 20200717M
ADR Case Number 20201015M
ADR Case Number 20210513
ADR Case Number 20210622
ADR Case Number 20210625
ADR Case Number 20210628
(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

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-7

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Gregory Merwin/Kathy Purcell
Significant Exposure to Litigation – Four Cases
OAH Case Number 2021040792
OAH Case Number 2021050524
OAH Case Number 2021050682
OAH Case Number 2021060299
(Pursuant to Government Code § 54956.9(d)(1))

EXHIBIT C-1
EXHIBIT C-2
EXHIBIT C-3
EXHIBIT C-4

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
Negotiating Parties: New Home Company Southern California, LLC that may purchase the District’s option to purchase the Property from Pacific Point Development Partners/Taylor Morrison of California LLC pursuant to an existing Purchase and Sale Agreement between the District and New Home Company Southern California, LLC, which may be further amended by the parties
Under Negotiation: Price and Terms of Payment
(Pursuant to Government Code § 54956.8)

EXHIBIT D-1

E. CONFERENCE WITH LABOR NEGOTIATORS

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

EXHIBIT E-1

F. LIABILITY CLAIM

Clark Hampton
Significant Exposure to Litigation – One Case
Rejection of Government Claim No. 2108234
(Pursuant to Government Code § 54956.9 (d)(2) or (3))

EXHIBIT F-1

G. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Tim Brooks
One Case
(Pursuant to Government Code § 54957)

EXHIBIT G-1

H. PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT

Tim Brooks
Principal, Elementary School
(Pursuant to Government Code § 54957)

EXHIBIT H-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

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. PURCHASE ORDERS, COMMERCIAL WARRANTS AND PREVIOUSLY BOARD-APPROVED BIDS AND CONTRACTS: Page 1
EXHIBIT 1

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 \$147,635,248.20 and the commercial warrants total \$21,314,953.21. 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

2. INDEPENDENT CONTRACTOR, PROFESSIONAL SERVICES, FIELD SERVICE, AND MASTER CONTRACT AGREEMENTS: Page 106
EXHIBIT 2

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 50 new agreements totaling \$12,794,501.01 and 6 amendments to existing agreements totaling \$873,060. 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

3. AWARD BID NO. 2122-08, FRESH BREAD AND BAKERY PRODUCTS – GALASSO'S BAKERY: Page 329
EXHIBIT 3

This is a regular business item. Approval of Award of Bid No. 2122-08, Fresh Bread and Bakery Products to Galasso's Bakery. Three bids were received and opened on July 30, 2021 and are listed on Exhibit A. The bid award is determined by the bid with the highest number of lowest priced items. Galasso's Bakery is the bidder with the highest number of lowest priced items of the bids.

The initial contract term is July 1, 2021 through June 30, 2022 with two one-year renewal terms, at the option of the Board, for a total contract term not-to-exceed three years. Annual expenditures utilizing this contract are estimated to be \$150,000 funded by the cafeteria fund; however, may vary dependent on District needs and availability of funds.

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

4. AWARD BID NO. 2122-10, FROZEN, REFRIGERATED, PROCESSED COMMODITY, DRY FOOD AND BEVERAGE PRODUCTS AND SERVICES – GOLD STAR FOODS, INCORPORATED: Page 341
EXHIBIT 4

This is a regular business item. Approval of Award of Bid No. 2122-10, Frozen, Refrigerated, Processed Commodity, Dry Food and Beverage Products and Services to Gold Star Foods, Incorporated. One bid was received and opened on July 30, 2021 and is listed on Exhibit A. The bid award was determined by the bid with the highest number of lowest priced items. Gold Star Foods, Incorporated is the vendor with the highest number of lowest priced items. The initial contract term is July 1, 2021 through June 30, 2022 with two one-year renewal terms, at the option of the Board, for a total contract term not-to-exceed three years. Annual expenditures utilizing this contract are estimated to be \$2,500,000 funded by the cafeteria fund; however, may vary dependent on District needs and availability of funds.

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

5. AWARD REQUEST FOR PROPOSAL NO. 1-2122, FRESH DAILY, PRE-BAKED READY-TO-SERVE DELIVERED PIZZA SERVICE – VARIOUS VENDORS: Page 360
EXHIBIT 5

This is a regular business item. Approval of Award of Request for Proposal No. 1-2122 (RFP), Fresh Daily, Pre-Baked Ready-to-Serve Delivered Pizza Service to American West Restaurant Group Holdings, LLC doing business as (dba) Pizza Hut and secondly to Niki Investments, Incorporated dba Domino's Pizza to create a bench of qualified vendors for various fresh daily, pre-baked ready to serve delivered pizza service as needed by the District. Two proposals were received and opened on July 30, 2021 and are listed on Exhibit A. The RFP award is determined by the proposal receiving the highest score with price weighed 80 percent, taste weighed 15 percent, and references weighed 5 percent. Pizza Hut received the highest score. In the event that Pizza Hut cannot fulfill an order, the order will be offered to Domino's Pizza to minimize service to the District. The initial contract term is July 1, 2021 through June 30, 2022 with two one-year renewal terms, at the option of the Board, for a total contract term not-to-exceed three years. Annual expenditures utilizing this contract are estimated to be \$500,000 funded by the cafeteria fund; however, may vary dependent on District needs and availability of funds. All received proposals and related documentation may be viewed in the Purchasing department.

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

6. CHANGE ORDER NO. 8, BID NO. 1920-05, NEWHART MIDDLE SCHOOL STEAM BUILDING PROJECT: Page 380
EXHIBIT 6

This is a regular business item. Approval of Change Order No. 8, Bid No. 1920-05 for the Newhart Middle School STEAM Building Project related to Americans with Disabilities Act (ADA) compliance modifications at numerous locations, framing changes required to ensure windows, mechanical ductwork, and the roof openings were supported correctly, and the installation of a new fiber line to the existing portables. Change orders in this item reflect work orders initiated and completed over the life of the project. 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. 8 in the amount of \$79,593.08, the new contract sum will be \$10,646,962.34 funded by Redevelopment Agency Mission Viejo. With this change order, the project remains under budget.

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

7. COMMERCIAL SERVICES AGREEMENTS WITH COX COMMUNICATIONS CALIFORNIA, LLC, COX CALIFORNIA TELCOM, LLC: Page 495
EXHIBIT 7

This is a reoccurring item. Approval of three Commercial Services Agreements with Cox Communications California, LLC, Cox California Telcom, LLC to establish a new direct Internet connection and upgrade existing internet connection speeds from 10 gigabits per second (G) to 20G to Orange County Department of Education (OCDE) and Aliso Niguel High School. The agreements ensure enhanced business continuity and redundant connection to the internet in the event of a disruption. The expected expenditures under these contracts are approximately \$184,860 (for three years), \$33,000 (for one year), and \$33,000 (for one year) respectively and funded by the general fund effective July 1, 2021 to June 30, 2024. The District applied for federal E-Rate funding; therefore, approximately 50 percent of the total amount will be reimbursed.

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

8. AMENDED SCHOOL MEALS AGREEMENT – COMMUNITY ROOTS ACADEMY: Page 511
EXHIBIT 8

This is a regular business item. Approval of the Amended 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. The original 2021-2022 School Meals Agreement for Community Roots Academy (CRA) was approved by the Board on June 16, 2021. In late June 2021, CRA contacted FNS about amending the 2021-2022 School Meals Agreement to reflect transferring entitlement commodity dollars to FNS from the California Department of Education (CDE) Food Distribution Program (FDP); therefore, an amended agreement is presented for Board approval. 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 and will offset food costs.

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

9. 45-DAY BUDGET REVISION: Page 525
EXHIBIT 9

This is a state compliance item. Approval of the 45-Day Budget Revision. Education Code § 42127(h) specifies that not later than 45 days after the Governor signs the annual Budget Act, the school district will make available for public review any revisions in revenues and expenditures it has made to reflect the funding made available by the Budget Act. This item satisfies the Education Code requirement.

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

CURRICULUM AND INSTRUCTION

10. MEMORANDUM OF UNDERSTANDING WITH ANAHEIM UNION HIGH SCHOOL DISTRICT: Page 528
EXHIBIT 10

This is an annual item. Approval of the ratification of the Memorandum of Understanding (MOU) with Anaheim Union High School District (AUHSD) to provide special education programs and services for eligible District adult students (18 and older) who reside in group homes in AUHSD from July 1, 2021 through June 30, 2022. The District is projected to have one student in the AUHSD program, but the approval of the MOU allows the District to place additional students as determined by the Individualized Education Plan (IEP) team or through a settlement agreement. Estimated cost per student is \$45,000 for classroom cost and \$10,000 for transportation cost. Annual expenditures under this MOU are estimated at \$55,000 funded by special education funds.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

11. **JOINT POWERS AGREEMENT WITH THE COUNTY OF ORANGE:** Page 538
EXHIBIT 11
 This is an annual agreement. Approval of the ratification of the Joint Powers Agreement with the County Orange, August 17, 2021 through June 30, 2022. There are occasions where the District needs additional patrol services by the Orange County Sheriff’s Department for events, conducted on District property such as athletic events, school dances, assemblies, or Board meetings. These additional services are provided through a Joint Powers Agreement (JPA) with the County of Orange. This JPA was placed on hiatus during the pandemic since most in-person gatherings were restricted. With most COVID-19 restrictions lifted, staff recommends reinstating the agreement in preparation for such events. The cost of a Deputy Sheriff II is \$110.40 per hour, and \$171.89 per hour, for overtime hours, funded by the general fund.
Contact: Gregory Merwin, Associate Superintendent, Education and Support Services
12. **AGREEMENT WITH THE COUNTY OF ORANGE:** Page 550
EXHIBIT 12
 This is a new item. Approval of the ratification of the one-day agreement with the County of Orange on July 21, 2021. There are occasions where the District needs additional patrol services by the Orange County Sheriff’s Department for events, conducted on District property such as athletic events, school dances, assemblies, or Board meetings. This one-day agreement with the County of Orange is for the Orange County Sheriff Department services at the July 21, 2021, Regular Board Meeting. The cost of a Deputy Sheriff II is \$110.40 per hour, and \$171.89 per hour, for overtime hours, funded by the general fund.
Contact: Gregory Merwin, Associate Superintendent, Education and Support Services
13. **BURN-IN MINDSET CONSULTING SERVICES AGREEMENT:** Page 563
EXHIBIT 13
 This is an annual item. Approval of Burn-In Mindset Consulting Services Agreement, August 19, 2021, through June 30, 2022. Burn-In Mindset will provide one-on-one consulting and individual coaching around Social Emotional Learning (SEL), access to program materials, and access to research-based content and feedback. Participants Jennifer Smalley, Assistant Superintendent, School Leadership and Instruction, and Meg Ervais, Executive Director, 6-12 ATP, General Education and Special Education, Curriculum and Instruction will be coached on how to support sites and share best practices around research-based practices in SEL for site leaders and their staff. All services will be conducted virtually. The cost of \$6,000 is to provide services and will be funded by the general fund.
Contact: Contact: Gregory Merwin, Associate Superintendent, Education and Support Services
14. **CALIFORNIA YOUTH SERVICES INDEPENDENT CONTRACTOR AGREEMENT:** Page 567
EXHIBIT 14
 This is an annual item. Approval of the ratification of the Independent Contractor Agreement with California Youth Services, July 1, 2021 through June 30, 2022. California Youth Services will facilitate Juvenile Alcohol and Drug Education for students at Union High School. Services are primarily individual and group counseling, but may include a legal awareness education program, and drug testing if requested by the parent. All services will be virtual until on campus services are approved by the District in adherence with health and safety protocols. The cost of \$10,000 to provide the program will be funded by Title I.
Contact: Gregory Merwin, Associate Superintendent, Education and Support Services
15. **FORMATIVE SOFTWARE SERVICES AND SUPPORT AGREEMENT:** Page 575
EXHIBIT 15
 This is a new item. Approval of the Formative Software Services and Support Agreement for the 2021-2022 school year. Secondary principals requested Formative as a tool to improve student learning in Mathematics by supporting teachers’ development of common formative assessments to gauge student content mastery and research gaps in learning. All secondary teachers were offered the opportunity to pilot its use this year.

Principals gathered names of interested teachers and staff worked with the company to secure licensing for those interested. Out of that work, 184 teachers requested access to Formative to create common formative assessments and use the data within their Professional Learning Community (PLC). The annual license fee cost for 184 teachers is \$42,319 funded by Elementary and Secondary School Emergency Relief II.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

16. AGREEMENT NO. 51871 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS:

Page 580
EXHIBIT 16

This is an annual item. Approval of the ratification of Agreement No. 51871 with the Orange County Superintendent of Schools for interpreting and translation services, July 1, 2021 through June 30, 2022. District staff are able to provide interpretation and translation services for parent Individualized Education Program (IEP) meetings and reports in Spanish, and Farsi. However, occasionally there are interpretation and translation needs in other languages, including but not limited to Mandarin, Korean, and Japanese. Agreement No. 51871 with the Orange County Superintendent of Schools will provide these services on an as needed basis. The estimated cost of \$4,000 will be funded by the Local Control Funding Formula Supplemental fund.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

17. AGREEMENT NO. 14002 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS:

Page 589
EXHIBIT 17

This is an annual item. Approval of the ratification of Agreement No. 14002 with the Orange County Superintendent of Schools, for participation with Inside the Outdoors Virtual School Program, July 1, 2021 through August 31, 2022. District schools routinely participate in the Orange County Department of Education’s outdoor science school/field trip programs, and “Traveling Scientist” programs and assemblies. Currently, the sessions will all be virtual. At this time, Esencia K-8 School has expressed interest in the “Traveling Scientist” program for the 2021-2022 school year. This will provide virtual school assemblies by naturalists on various science topics. There is no financial impact; there is no charge or fee this year.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

18. MEMORANDUM OF UNDERSTANDING WITH PARENT INSTITUTE FOR QUALITY EDUCATION 2021-2022:

Page 607
EXHIBIT 18

This is an annual item. Approval of Memorandum of Understanding with Parent Institute for Quality Education 2021-2022 for parent education services at the following schools:

<u>Elementary</u>	<u>Middle</u>	<u>High</u>
Hidden Hills	Bernice Ayer	Capistrano Valley
Kinoshita	Marco Forster	Dana Hills
Las Palmas	Shorecliffs	San Juan Hills
San Juan		
Viejo		

Each year, this program is offered at various schools across the District. Based on parent interest and participation, schools may opt to provide the program some years and not others, if parents have been trained already. The estimated cost of \$88,000 will be co-funded by Title III and Local Control Funding Formula Supplemental funds.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

19. SERVICE ORDER WITH ROSETTA STONE:

Page 611
EXHIBIT 19

This is an annual item. Approval of the Service Order with Rosetta Stone, September 1, 2021 through August 30, 2022, to support improved student outcomes for middle and high school, newly enrolled English learner students, through online English language development activities. The cost per license is \$130. The total service order for 100 licenses is \$13,000 funded by Title III.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

20. MEMORANDUM OF UNDERSTANDING WITH SIMON YOUTH FOUNDATION TO CONTINUE IN PARTNERSHIP WITH THE SHOPS OF MISSION VIEJO ACADEMY: Page 615
EXHIBIT 20

This is an annual item. Approval of the Memorandum of Understanding (MOU) with Simon Youth Foundation (SYF). This MOU will provide a joint commitment to improving educational opportunities, career development and life skills for at-risk youth, August 19, 2021, through June 30, 2026. The MOU will continue the collaboration between the District and SYF to provide a dedicated space at the mall site to be used by the District to support alternative education. The site will continue to house Fresh Start teachers and may also be used for other purposes as needed. The contract may be terminated by either party without cause provided that notice is given 180 days prior to termination. SYF establishes and operates Simon Youth Academies, and wishes to continue to develop and operate an academy in San Juan Capistrano that utilizes the resources of The Shops at Mission Viejo. The District's Fresh Start and Union High School are partners in this work. There is no financial impact.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

21. AGREEMENT WITH SILICON VALLEY MATHEMATICS INITIATIVE: Page 652
EXHIBIT 21

This is an annual item. Approval of the ratification of the agreement with Silicon Valley Mathematics Initiative, July 1, 2021, through June 30, 2022, will provide licenses for middle school students enrolled in Math support classes and their teachers. The Silicon Valley Math Initiative provides teachers with access to a website with tasks to use for Common Formative Assessments (CFA). It also supplements the adopted curriculum by providing students with access to online resources and tutorials to build Mathematical competency. Estimated expenditures under this agreement are \$6,300 funded by the general fund.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

22. AGREEMENT NO. UCI-2022BC-005 WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA: Page 657
EXHIBIT 22

This is an annual item. Approval of the ratification of Agreement No. UCI-2022BC-005 with the Regents of the University of California (University), June 11, 2021, through June 30, 2022, enables the District to partner with the Irvine Math Project to provide professional development to District teachers. District teachers participate in training that will help them successfully understand and implement the common core Math standards through professional development in subject area content, pedagogical content, unit planning and general support. The cost of \$84,150, and \$125, per substitute, required, will be funded by Elementary and Secondary School Emergency Relief II.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

HUMAN RESOURCE SERVICES

23. YMCA SERVICE AGREEMENT: Page 669
EXHIBIT 23

This is an annual item. Approval of Service Agreement with the YMCA to provide supervision support services. The term of this agreement is effective August 17, 2021 through June 2, 2022. This is not an additional cost providing additional supervision, this would be filling open positions temporarily while the District actively recruits to fill them with classified employees. Expenditures under this agreement are not-to-exceed \$125,000 funded by the general fund.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

24. FOURTH QUARTER REPORT – WILLIAMS SETTLEMENT LEGISLATION UNIFORM COMPLAINT: Page 674
EXHIBIT 24

This is a quarterly item. Acceptance of Williams Settlement Legislation Uniform Complaint Fourth 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 § 35186 requires any deficiencies or complaints be reported to the Board of Trustees at a regularly scheduled public meeting each quarter. No complaints were received during the fourth quarter.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

25. MEMORANDUM OF UNDERSTANDING WITH UNIVERSITY OF CENTRAL MISSOURI: Page 677
EXHIBIT 25

This is an annual item. Approval of the Memorandum of Understanding with University of Central Missouri, effective August 1, 2021 and expiring June 30, 2022. During the school year, teaching credential candidates from the university 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

26. CONSIDER AND APPROVE REVISED JOB DESCRIPTION: Page 686
EXHIBIT 26

This is a new item. Approval of the job description for the position of Coordinator II, General Education and Special Education Infant/Preschool Services. The Early Childhood Program (ECP) department recently underwent restructuring, merging both special education and general education programs together. With this new structure, the previous Manager II position for Early Childhood and the Coordinator of Special Education Preschool were eliminated, and a Director position was created which supported both the general education and special education programs. Support positions were key to the restructuring and for the overall support and success of the various programs, however current support positions do not adequately cover the administrative needs of the ECP during the summer months. Significant oversight of certificated and classified personnel is needed for summer assessments, as well as Individualized Education Program administration, management and evaluation of the psychologists and speech pathologists, assigning of personnel, attending county department meetings, principal support of programs and more. The proposed job description will address these needs. This position will be placed at Range 54 on the Certificated Management Compensation Schedule, and the will be funded through both special education and early childhood education funds.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

27. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CERTIFICATED EMPLOYEES: Page 690
EXHIBIT 27

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

28. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CLASSIFIED EMPLOYEES: Page 712
EXHIBIT 28

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

29. SCHOOL BOARD MINUTES: Page 740
EXHIBIT 29

This is a monthly item. Approval of the July 21, 2021 Regular Board meeting minutes.

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

30. **SCHOOL BOARD MINUTES:** Page 756
EXHIBIT 30
 This is a monthly item. Approval of the August 6, 2021 Special Board meeting minutes.
Contact: Colleen Hayes, Manager II, Board Operations/Superintendent's Office
31. **SECOND READING - BOARD BYLAW 9003, PROTOCOLS: BOARD AND SUPERINTENDENT OPERATING PROCEDURES:** Page 758
EXHIBIT 31
 This is a revised policy from the July 21, 2021, Board Workshop. Board Bylaw 9003, *Protocols: Board and Superintendent Operating Procedures*, was last revised and approved by the Board in March 2015. On July 21, 2021, the Board held a workshop to address the day-to-day protocols and practices of the Board of Trustees and reaffirmed the professional working relationships. The Board directed staff to make changes and bring the policy to the Board for a second reading at the August 2021 regular Board meeting. Changes are underlined, deletions are struck through. There is no financial impact.
Contact: Kirsten Vital Brulte, Superintendent

DISCUSSION/ACTION ITEMS

32. **2020-2021 DISTRICT ACCOMPLISHMENTS:** **INFORMATION/
DISCUSSION**
Page 763
EXHIBIT 32
 This is an annual item. Staff presents a review of 2020-2021 District accomplishments. These accomplishments align with our mission to prepare our students to meet the challenges of a rapidly changing world, and our vision of an unwavering commitment to student success.
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.
CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.
Contact: Kirsten Vital Brulte, Superintendent

Staff Recommendation

It is recommended the Board President recognize Kirsten Vital Brulte, Superintendent and the Executive Cabinet 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.

33. **2021-2022 DISTRICT GOALS:** **DISCUSSION/
ACTION**
Page 779
EXHIBIT 33
 This is an annual item. Staff presents a review of 2021-2022 District goals. These goals align with our mission to prepare our students to meet the challenges of a rapidly changing world, and our vision of an unwavering commitment to student success.
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.
CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.
Contact: Kirsten Vital Brulte, Superintendent

Staff Recommendation

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

Following discussion, it is recommended the Board of Trustees approve the 2021-2022 District Goals as presented.

Motion by _____ Seconded by _____

34. **2021-2022 COMMUNICATIONS GOALS AND STRATEGIES:** **DISCUSSION/
ACTION**
Page 807
EXHIBIT 34
This is a new item. Staff presents the 2021-2022 Communications Goals and Strategies. This plan aligns with the Board of Trustees' goals to build out a communication plan that fully implements two-way communication, public engagement, and markets District schools Districtwide to build trust, transparency, and confidence.
CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Ryan Burris, Chief Communications Officer

Staff Recommendation

It is recommended the Board President recognize Ryan Burris, Chief Communications Officer, to present this item.

Following discussion, it is recommended the Board of Trustees approve the 2021-2022 Communications Goals and Strategies.

Motion by _____ Seconded by _____

35. **UNIFIED INSIGHTS DATA DASHBOARD IMPLEMENTATION:** **INFORMATION/
DISCUSSION**
Page 821
EXHIBIT 35
This is a new item. The Board will receive an information presentation from the Chief Technology Officer. The presentation is an overview of the District's Unified Insights Data Dashboard Project. With this project, the District is enhancing the capabilities of educational leaders at all levels to effectively access and utilize data to drive effective decision-making. The Unified Insights platform will allow staff to access from multiple platforms (student information system, assessment systems, etc.) in one place to quickly analyze and disaggregate data in order to evaluate the effectiveness of programs and the progress of our students towards goals.
CUSD WIG 2: Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present information on this item and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

36. **RESOLUTION NO. 2122-03, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 90-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 90-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA) FOR FISCAL YEAR 2021-2022:** **DISCUSSION/
ACTION**
Page 831
EXHIBIT 36
This is an annual item. Resolution No. 2122-03 authorizes the levy of Special Tax in Community Facilities District (CFD) No. 90-2 (Talega) for Fiscal Year 2021-2022. In order to secure the tax roll for CFD No. 90-2 in Fiscal Year 2021-2022, the District must notify the County of Orange Auditor-Controller no later than August 18, 2021, or other duly authorized date, with a certified copy of Resolution No. 2122-03, along with a copy of the annual levy of Special Taxes for Fiscal Year 2021-2022. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.
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 that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 2122-03, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 90-2 of the Capistrano Unified School District (Talega), Authorizing the Levy of Special Taxes in Community Facilities District No. 90-2 of the Capistrano Unified School District (Talega) For Fiscal Year 2021-2022, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 37. **RESOLUTION NO. 2122-04, RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY FOR IMPROVEMENT AREA NO. 2002-1 OF COMMUNITY FACILITIES DISTRICT NO. 90-2 IA OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 90-2 IA OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA) FOR FISCAL YEAR 2021-2022:** **DISCUSSION/ ACTION**
EXHIBIT 37

Page 840

This is an annual item. Resolution No. 2122-04 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 90-2 IA Improvement Area No. 2002-1 (Talega) for Fiscal Year 2021-2022. In order to secure the tax roll for CFD No. 90-2 IA in Fiscal Year 2021-2022, the District must notify the County of Orange Auditor-Controller no later than August 18, 2021, or other duly authorized date, with a certified copy of Resolution No. 2122-04, along with a copy of the annual levy of Special Taxes for Fiscal Year 2021-2022. David Taussig & Associates will deliver the required documents on the District’s behalf to the County of Orange.

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

Following discussion, in adopting Resolution No. 2122-04, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 90-2 IA Improvement Area No. 2002-1 of the Capistrano Unified School District (Talega), Authorizing the Levy of Special Taxes in Community Facilities District No. 90-2 IA of the Capistrano Unified School District (Talega) For Fiscal Year 2021-2022, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 38. **RESOLUTION NO. 2122-05, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 92-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LAS FLORES), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 92-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LAS FLORES) FOR FISCAL YEAR 2021-2022:** **DISCUSSION/ ACTION**
EXHIBIT 38

Page 848

This is an annual item. Resolution No. 2122-05 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 92-1 (Las Flores) for Fiscal Year 2021-2022. In order to secure the tax roll for CFD No. 92-1 in Fiscal Year 2021-2022, the District must notify the County of Orange Auditor-Controller no later than August 18, 2021, or other duly authorized date, with a certified copy of Resolution No. 2122-05, along with a copy of the annual levy of Special Taxes for Fiscal Year 2021-2022. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

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

Following discussion, in adopting Resolution No. 2122-05, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 92-1 of the Capistrano Unified School District (Las Flores), Authorizing the Levy of Special Taxes in Community Facilities District No. 92-1 of the Capistrano Unified School District (Las Flores) For Fiscal Year 2021-2022, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 39. RESOLUTION NO. 2122-06, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 98-1A OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 98-1A OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN) FOR FISCAL YEAR 2021-2022:**

**DISCUSSION/
ACTION
Page 857
EXHIBIT 39**

This is an annual item. Resolution No. 2122-06 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 98-1A (Pacifica San Juan) for Fiscal Year 2021-2022. Such Special Taxes were levied, in prior fiscal years, on a partial basis. It is proposed that for Fiscal Year 2021-2022 the Special Taxes be levied on a partial basis at less than the Assigned Special Tax for CFD No. 98-1A. As in prior fiscal years, this is not a precedent for future fiscal years. In order to secure the tax roll for CFD No. 98-1A in Fiscal Year 2021-2022, the District must notify the County of Orange Auditor-Controller no later than August 18, 2021, or other duly authorized date, with a certified copy of Resolution No. 2122-06, along with a copy of the annual levy of Special Taxes for Fiscal Year 2021-2022. David Taussig & Associates, will deliver the required documents on the District's behalf to the County of Orange.

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

Following discussion, in adopting Resolution No. 2122-06, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 98-1A of the Capistrano Unified School District (Pacifica San Juan), Authorizing the Levy of Special Taxes in Community Facilities District No. 98-1A of the Capistrano Unified School District (Pacifica San Juan) For Fiscal Year 2021-2022, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

40. RESOLUTION NO. 2122-07, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 98-1B OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 98-1B OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN) FOR FISCAL YEAR 2021-2022:

**DISCUSSION/
ACTION
Page 865
EXHIBIT 40**

This is an annual item. Resolution No. 2122-07 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 98-1B (Pacifica San Juan) for Fiscal Year 2021-2022. It is proposed that for Fiscal Year 2021-2022 the Special Taxes be levied on a partial basis at less than the Assigned Special Tax for CFD No. 98-1B. This is not a precedent for future fiscal years. In order to secure the tax roll for CFD No. 98-1B in Fiscal Year 2021-2022, the District must notify the County of Orange Auditor-Controller no later than August 18, 2021, or other duly authorized date, with a certified copy of Resolution No. 2122-07, along with a copy of the annual levy of Special Taxes for Fiscal Year 2021-2022. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

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

Following discussion, in adopting Resolution No. 2122-07, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 98-1B of the Capistrano Unified School District (Pacifica San Juan), Authorizing the Levy of Special Taxes in Community Facilities District No. 98-1B of the Capistrano Unified School District (Pacifica San Juan) for Fiscal Year 2021-2022, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

41. RESOLUTION NO. 2122-08, RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 98-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LADERA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 98-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LADERA) FOR FISCAL YEAR 2021-2022:

**DISCUSSION/
ACTION
Page 873
EXHIBIT 41**

This is an annual item. Resolution No. 2122-08 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 98-2 (Ladera) for Fiscal Year 2021-2022.

In order to secure the tax roll for CFD No. 98-2 in Fiscal Year 2021-2022, the District must notify the County of Orange Auditor-Controller no later than August 18, 2021, or other duly authorized date, with a certified copy of Resolution No. 2122-08, along with a copy of the annual levy of Special Taxes for Fiscal Year 2021-2022. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

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

Following discussion, in adopting Resolution No. 2122-08, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 98-2 of the Capistrano Unified School District (Ladera), Authorizing the Levy of Special Taxes in Community Facilities District No. 98-2 of the Capistrano Unified School District (Ladera) For Fiscal Year 2021-2022, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 42. **RESOLUTION NO. 2122-09, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2004-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (RANCHO MADRINA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 2004-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (RANCHO MADRINA) FOR FISCAL YEAR 2021-2022:**

**DISCUSSION/
ACTION
Page 881
EXHIBIT 42**

This is an annual item. Resolution No. 2122-09 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 2004-1 (Rancho Madrina) for Fiscal Year 2021-2022. In order to secure the tax roll for CFD No. 2004-1 in Fiscal Year 2021-2022, the District must notify the County of Orange Auditor-Controller no later than August 18, 2021, or other duly authorized date, with a certified copy of Resolution No. 2122-09, along with a copy of the annual levy of Special Taxes for Fiscal Year 2021-2022. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

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

Following discussion, in adopting Resolution No. 2122-09, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 2004-1 of the Capistrano Unified School District (Rancho Madrina), Authorizing the Levy of Special Taxes in Community Facilities District No. 2004-1 of the Capistrano Unified School District (Rancho Madrina) For Fiscal Year 2021-2022, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

43. **RESOLUTION NO. 2122-10, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (WHISPERING HILLS), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (WHISPERING HILLS) FOR FISCAL YEAR 2021-2022:**

**DISCUSSION/
ACTION**
Page 889
EXHIBIT 43

This is an annual item. Resolution No. 2122-10 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 2005-1 (Whispering Hills) for Fiscal Year 2021-2022. In order to secure the tax roll for CFD No. 2005-1 in Fiscal Year 2021-2022, the District must notify the County of Orange Auditor-Controller no later than August 18, 2021, or other duly authorized date, with a certified copy of Resolution No. 2122-10, along with a copy of the annual levy of Special Taxes for Fiscal Year 2021-2022. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

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

Following discussion, in adopting Resolution No. 2122-10, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 2005-1 of the Capistrano Unified School District (Whispering Hills), Authorizing the Levy of Special Taxes in Community Facilities District No. 2005-1 of the Capistrano Unified School District (Whispering Hills) For Fiscal Year 2021-2022, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

ADJOURNMENT

Motion by _____ Seconded by _____

**THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES IS
WEDNESDAY, SEPTEMBER 15, 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.