



August 17, 2022 Regular Board Meeting
08/17/2022 - 07:00 PM
33122 Valle Rd, San Juan Capistrano, CA 92675
BOARD OF TRUSTEES BOARD ROOM
Closed Session 4:00 p.m. | Open Session 7:00 p.m.

MEETING MINUTES

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, the use of masks is strongly recommended, but not required, when indoors at the District office. If participants choose not to 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 form by clicking here(<https://simbli.eboardsolutions.com//SU/xA9Oslsh8QuMtbNr9j3YPXvg==>) . 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 within 30 minutes at the start of Open Session per Board Bylaw 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. 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 at [capousd.org\(https://simbli.eboardsolutions.com//SU/TesYrpluspluszDt75ngsslsh0c8plusCQ==\)](https://simbli.eboardsolutions.com//SU/TesYrpluspluszDt75ngsslsh0c8plusCQ==) .

CLOSED SESSION AT 4:00 P.M.

Attendees

Voting Members

Martha McNicholas, Board President
Krista Castellanos, Vice President
Gila Jones, Clerk
Judy Bullockus, Trustee
Lisa Davis, Trustee
Amy Hanacek, Trustee

1. CALL TO ORDER

Vice President Castellanos called the meeting to order at 4:11 p.m.

ROLL CALL

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

Vice President Castellanos announced that agenda items 3C-4, Conference with Legal Counsel-Anticipated Litigation, ADR Case No. 20220726, and agenda item 3I-2, Public Employee Employment/Appointment, Principal, Elementary, were pulled by staff.

President McNicholas joined the meeting at 4:15 p.m.

2. CLOSED SESSION COMMENTS

The Board recessed to closed session to discuss: Public Employment and Evaluation of Performance; Public Health Emergency; Conference with Legal Counsel – Anticipated Litigation; Conference with Legal Counsel – Existing Litigation; Conference with Labor Negotiators; Conference with Real Property Negotiators; Liability Claims; Student Expulsion; Public Employee Employment/Appointment.

3. CLOSED SESSION (as authorized by law)

A. PUBLIC EMPLOYMENT AND EVALUATION OF PERFORMANCE

No reportable action.

B. PUBLIC HEALTH EMERGENCY

No reportable action.

C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

On agenda item C-1 through C-3, Trustees voted 6-0 to approve staff recommendation on the following ADR cases:

ADR Case No. 20220518

ADR Case No. 20220629

ADR Case No. 20220725

On agenda items C-5, C-6 and C-7, Trustees voted 6-0 to approve staff recommendation.

On agenda item C-8, Case No.'s 1, 2 and 3, Trustees gave direction to staff.

On agenda item C-9, Case No. 4, Trustees gave direction to staff.

D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

On agenda item D-1 and D-2, Trustees voted 6-0 to approve staff recommendation on the following OAH cases:

OAH Case No. 2017120674

OAH Case No. 2022020900

On agenda item D-3, Trustees voted 6-0 to approve staff recommendation.

E. CONFERENCE WITH LABOR NEGOTIATORS

No reportable action.

F. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Trustees gave direction to staff.

G. LIABILITY CLAIMS

Trustee Davis left the Closed Session meeting at 5:45 p.m.

On agenda item G-1 and G-2, Trustees voted 5-0-1 to approve staff recommendation on the following liability claims:

Rejection of Government Claim No. 2109522

Rejection of Government Claim No. 2209544

H. STUDENT EXPULSION

On agenda item H-1, Trustees voted 5-0-1 to approve staff recommendation on the following case:

Case No. 2022-019

I. PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT

On agenda item I-1, Trustees voted 5-0-1 to appoint Christine Giguere, Executive Director, Human Resources Services, effective on or after August 18, 2022.

4. OPEN SESSION AT 7:00 P.M.

5. CALL TO ORDER - ROLL CALL

The regular meeting of the Board of Trustees was called to order by President McNicholas at 7:08 p.m.

ROLL CALL

Present: Trustees Bullockus, Castellanos, Hanacek, Jones, and McNicholas

Absent: Trustee Davis

6. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alex Zhao, Student Adviser to the Board of Trustees.

7. ADOPTION OF THE AGENDA

Motion made by: Krista Castellanos

Motion seconded by: Judy Bullockus

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 by a roll call vote to adopt the regular Board agenda.

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

8. REPORT ON CLOSED SESSION ACTION

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

9. BOARD AND SUPERINTENDENT COMMENTS

Superintendent Vital Brulte reported on the various activities at our sites and the first two days of school.

10. STUDENT BOARD MEMBER COMMENTS

Student Adviser to the Board, Alex Zhao, reported on the first two days of school and encouraged students to join clubs and/or sports to get involved in their schools.

11. ORAL COMMUNICATIONS (Non-Agenda Items)

The following speakers addressed the Board:

- *Katie Anderson spoke regarding the Dana Hills High School Master Plan*
- *Chelsea Boyle spoke regarding Viejo Elementary School*
- *Kristen Okura spoke regarding physical education classes and thanked Trustee Bullockus for participating in the physical education teachers training this summer and awarded her the 2022 Penguin Award*
- *Jen Moffroid spoke regarding the library media clerk's role with Chromebooks on campuses*
- *Annette Auriemma spoke regarding the many roles a school media clerk has and the additional responsibility of Chromebooks in their positions*
- *Katie Crockett spoke regarding the school year starting off with positive energy and encouraged parents to join the PTA*
- *Ronda Walen spoke regarding school media clerks and Chromebook responsibilities*
- *Michele Ploessel-Campbell spoke regarding Chromebook insurance forms, joining the PTA/PTSA, and thanked Trustee McNicholas for her service*

12. PUBLIC HEARING

A. PUBLIC HEARING NOTICE

1. PUBLIC HEARING: CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION'S INITIAL PROPOSAL AND CAPISTRANO UNIFIED SCHOOL DISTRICT'S INITIAL PROPOSAL FOR 2022-2023 REOPENER NEGOTIATIONS

At 7:58 p.m. President McNicholas opened the Public Hearing on California School Employees Association's Initial Proposal and Capistrano Unified School District's Initial Proposal for 2022-2023 Reopener Negotiations.

President McNicholas closed the Public Hearing at 7:59 p.m.

13. 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 McNicholas asked Trustees for items they wished to pull from the Consent Calendar. Trustee Hanacek pulled agenda item 13.A.3.

The following speakers addressed the Board:

- Ronda Walen spoke regarding agenda item 13.A.3, Independent Contractor, Professional Services, Field Service, and Master Contract Agreements
- Sarah Kang spoke regarding agenda item 13.B.9, Training Program Contract with Anti-Defamation League
- Logan Ruby spoke regarding agenda item 13.B.9, Training Program Contract with Anti-Defamation League
- Lana Schmidt spoke regarding agenda item 13.B.9, Training Program Contract with Anti-Defamation League
- Michele McNutt spoke regarding agenda item 13.B.9, Training Program Contract with Anti-Defamation League
- Michele Ploessel-Campbell spoke regarding agenda items 13.A.1, Donation of Funds and Equipment, and 13.B.9, Training Program Contract with Anti-Defamation League

Motion made by: Judy Bullockus

Motion seconded by: Amy Hanacek

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

The motion carried 5-0-1 by a roll call vote to approve the Consent Calendar.

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

A. BUSINESS AND SUPPORT SERVICES

1. DONATION OF FUNDS AND EQUIPMENT

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

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

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

Motion made by: Amy Hanacek

Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 by a roll call vote to approve Independent Contractor, Professional Services, Fields Service, and Master Contract Agreements.

4. AWARD BID NO. 2122-23, YMCA PORTABLES AT ESENCIA – R. JENSEN CO., INCORPORATED
5. AWARD BID NO. 222-07, O.C. DISTRICTS FUEL – PINNACLE PETROLEUM, INCORPORATED
6. AWARD OF REQUEST FOR PROPOSALS NO. 1-2223, EXPANDED LEARNING OPPORTUNITIES PROGRAM – VARIOUS VENDORS
7. AWARD OF REQUEST FOR PROPOSALS NO. 3-2223, CALSHAPE PROGRAM SERVICES – ENPOWERED SOLUTIONS, LLC
8. FIRST AMENDMENT TO BID NO. 2122-13, OUTSOURCE TRANSPORTATION SERVICES – EVERDRIVEN TECHNOLOGIES, LLC, A DISREGARDED ENTITY OF ALTERNATIVE LOGISTICS TECHNOLOGIES HOLDINGS, INCORPORATED
9. FIRST EXTENSION OF BID NO. 2021-06, ELEVATOR SERVICE, MAINTENANCE AND REPAIR – VERTICAL TRANSPORT, INCORPORATED
10. FIRST EXTENSION OF BID NO. 2122-07, FENCE REPAIRS AND MAINTENANCE – QUALITY FENCE COMPANY, INCORPORATED
11. SECOND EXTENSION OF BID NO. 1920-01, PEST MANAGEMENT – ANIMAL PEST MANAGEMENT SERVICES, INCORPORATED
12. MORENO VALLEY UNIFIED SCHOOL DISTRICT REQUEST FOR PROPOSAL NO. 20-21-18, FRESH AND PROCESSED PRODUCE – SUNRISE PRODUCE COMPANY
13. AGREEMENT FOR STUDENT TRANSPORTATION SERVICES BETWEEN THE ORANGE COUNTY SCHOOL DISTRICTS
14. SCHOOL MEALS AGREEMENT – THE JOURNEY SCHOOL
15. 2022-2023 INTERNET ACCESS AGREEMENT NO. 10001014 – ORANGE COUNTY SUPERINTENDENT OF SCHOOLS
16. NETWORK SUPPORT AND CYBER SECURITY SERVICES AGREEMENT NO. 10000993 – ORANGE COUNTY SUPERINTENDENT OF SCHOOLS
17. RESOLUTION NO. 2223-12, ADOPTING THE 2021-2022 ACTUAL GANN LIMIT AND THE 2022-2023 ESTIMATED GANN LIMIT
18. AMENDMENT NO. 1 TO MASTER JOINT USE LEASE AGREEMENT FOR USE OF SPACE AT SCHOOL SITES – WELLNESS AND PREVENTION CENTER

B. CURRICULUM AND INSTRUCTION

1. 2022-2023 TITLE III EVERY STUDENT SUCCEEDS ACT LOCAL CONTROL ACCOUNTABILITY PLAN FEDERAL ADDENDUM
2. ART MASTERS LEGACY INSTRUCTIONAL ART PROGRAM AGREEMENT

3. MEMORANDUM OF UNDERSTANDING WITH COLLEGE AND CAREER ADVANTAGE AND LAGUNA BEACH UNIFIED SCHOOL DISTRICT FOR PARTICIPATION IN THE CALIFORNIA CAREER TECHNICAL EDUCATION INCENTIVE GRANT PROGRAM AND K12 STRONG WORKFORCE GRANT PROGRAM

4. MEMORANDUM OF UNDERSTANDING WITH SANTA ANA UNIFIED SCHOOL DISTRICT

5. FAMILY LITERACY PROGRAM WITH PARENT INSTITUTE FOR QUALITY EDUCATION

6. HOME CAMPUS SERVICE CONTRACT

7. BURN-IN MINDSET CONSULTING SERVICES AGREEMENT

8. SCOPE OF WORK WITH UNDERSTANDING LANGUAGE-CENTER

9. TRAINING PROGRAM CONTRACT WITH ANTI-DEFAMATION LEAGUE

10. ADVANCEMENT VIA INDIVIDUAL DETERMINATION COLLEGE READINESS SYSTEM SERVICES AND PRODUCTS AGREEMENT

11. AGREEMENT WITH THE YMCA FOR THE OPERATION OF EXTENDED DAY CHILD-CARE PROGRAMS FOR THE AFTER SCHOOL EDUCATION AND SAFETY GRANT

12. AGREEMENT WITH ELLEVATION

13. AGREEMENT WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

14. AGREEMENT NO. 15001 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS

15. AGREEMENT NO. UCI-2022BC-007 WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

16. AGREEMENT WITH TEACHING ONE MOORE

17. AGREEMENT NO. 10001275 WITH ORANGE COUNTY SUPERINTENDENT OF SCHOOLS

18. AGREEMENT NO. 10001477 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS

19. AGREEMENT NO. 10001507 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS

20. AGREEMENT NO. 10001565 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS

21. INCOME AGREEMENT NO. 10001590 WITH ORANGE COUNTY SUPERINTENDENT OF SCHOOLS

22. 2022-2023 DATA COLLECTIONS OF THE CONSOLIDATED APPLICATION AND REPORTING SYSTEM

23. AGREEMENT WITH MASTERY CONNECT

24. CALIFORNIA YOUTH SERVICES INDEPENDENT CONTRACTOR AGREEMENT

C. HUMAN RESOURCE SERVICES

1. REVISED SALARY SCHEDULES

2. YMCA SERVICE AGREEMENT

3. FOURTH QUARTER REPORT - WILLIAMS SETTLEMENT LEGISLATION UNIFORM COMPLAINT

4. CONSIDER AND APPROVE JOB DESCRIPTION - DIRECTOR II, SAFETY AND STUDENT SERVICES

5. CONSIDER AND APPROVE JOB DESCRIPTION - TEACHER ON SPECIAL ASSIGNMENT, INDUCTION

6. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CERTIFICATED EMPLOYEES

7. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CLASSIFIED EMPLOYEES

D. GENERAL FUNCTIONS

1. SCHOOL BOARD MINUTES - JULY 13, 2022

2. RESOLUTION NO. 2223-03, CONTINUING AUTHORITY TO HOLD VIRTUAL MEETINGS PURSUANT TO ASSEMBLY BILL 361

14. DISCUSSION ACTION ITEMS

A. DISCUSSION/INFORMATION ITEMS

1. RESOLUTION NO. 2223-18, RESOLUTION SUPPORTING LOCAL DECISION-MAKING AUTHORITY REGARDING COVID-19 PROTOCOLS

President McNicholas recognized Judy Bullockus, Trustee Area 7, to present the item.

The following speakers addressed the Board:

- Clayton Riness spoke regarding Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocols
- Amber Smith spoke regarding Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocols
- Eva Harrison spoke regarding Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocols
- Shanin Kurtz spoke regarding Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocols
- Adam David Kurtz spoke regarding Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocols
- Katie Crockett spoke regarding Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocols
- Gene spoke regarding Resolution No. 2223-18, Resolution Supporting Local Decision-Making

Authority Regarding COVID-19 Protocols

- *Karina Donahue spoke regarding Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocols*
- *Kira Davis spoke regarding Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocol*

At 8:49 p.m. the Board recessed to closed session.

At 9:10 p.m. the Board reconvened to the Board room.

Motion made by: Amy Hanacek

Motion seconded by: Judy Bullockus

Voting:

Martha McNicholas - Yes

Krista Castellanos - No

Gila Jones - No

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - No

The motion failed 2-3-1 by a roll vote to approve Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocols.

Student Adviser Zhao cast a preferential vote of abstain on Resolution No. 2223-18, Resolution Supporting Local Decision-Making Authority Regarding COVID-19 Protocols.

Trustee Jones requested the Board bring this item back on the September 21, 2022, regular Board meeting agenda.

2. CITIZEN'S REQUEST: MASK CHOICE FOR K-12 SCHOOLS

President McNicholas recognized Kira Davis, Citizen, to present the item.

The following speakers addressed the Board:

- *Katie Crockett spoke regarding Citizen's Request: Mask Choice for K-12 Schools*
- *Michele McNutt spoke regarding Citizen's Request: Mask Choice for K-12 Schools*
- *Ryan Heath spoke regarding Citizen's Request: Mask Choice for K-12 Schools*

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

3. DISTRICT WEBSITE REFRESH AND MOBILE APP LAUNCH

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

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

4. TALKINGPOINTS SOFTWARE SERVICES AND SUPPORT AGREEMENT

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

Motion made by: Amy Hanacek

Motion seconded by: Gila Jones

Voting:

Martha McNicholas - Yes
Krista Castellanos - Yes
Gila Jones - Yes
Judy Bullockus - Yes
Lisa Davis - Not Present
Amy Hanacek - Yes

The motion carried 5-0-1 to approve TalkingPoints Software Services and Support Agreement.

Student Adviser Zhao cast a preferential vote of aye to approve TalkingPoints Software Services and Support Agreement.

5. EXPANDED LEARNING OPPORTUNITY PROGRAM PLAN

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

Motion made by: Amy Hanacek
Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes
Krista Castellanos - Yes
Gila Jones - Yes
Judy Bullockus - Yes
Lisa Davis - Not Present
Amy Hanacek - Yes

The motion carried 5-0-1 by a roll call vote to approve Expanded Learning Opportunity Program Plan.

Student Adviser Zhao cast a preferential vote of aye to approve Expanded Learning Opportunity Program Plan.

6. RESOLUTION NO. 2223-13, COMMITTING 2022-2023 ADOPTED BUDGET FUND BALANCES

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

Motion made by: Amy Hanacek
Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes
Krista Castellanos - Yes
Gila Jones - Yes
Judy Bullockus - Yes
Lisa Davis - Not Present
Amy Hanacek - Yes

The motion carried 5-0-1 by a roll call vote to approve Resolution No. 2223-13, Committing 2022-2023 Adopted Budget Fund Balances.

Student Adviser Zhao cast a preferential vote of aye to approve Resolution No. 2223-13, Committing 2022-2023 Adopted Budget Fund Balances.

7. RESOLUTION NO. 2223-14, PRELIMINARY 2021-2022 FINANCIAL STATEMENTS (UNAUDITED ACTUALS)

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

Student Adviser Zhao left the meeting at 10:15 p.m.

Motion made by: Gila Jones

Motion seconded by: Judy Bullockus

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

The motion carried 5-0-1 by a roll call vote to adopt Resolution No. 2223-14, Preliminary 2021-2022 Financial Statements (Unaudited Actuals).

8. FIRST READING – BOARD POLICY 5141.21, ADMINISTERING MEDICATION AND MONITORING HEALTH CONDITIONS

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

The Board requested staff bring back Board Policy 5141.21, *Administering Medication and Monitoring Health Conditions*, as a second reading, to the September 21, 2022, regular Board meeting.

The Board requested staff bring back Board Policy 5162, *Administering Medication*, on Consent to the September 21, 2022, regular Board meeting for deletion.

9. FIRST READING - BOARD POLICY 5142.2, SAFE ROUTES TO SCHOOL PROGRAM

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

The following speaker addressed the Board:

- Michele Ploessel-Campbell spoke regarding Board Policy 5142.2, *Safe Routes to School Program*

The Board requested staff bring back Board Policy 5142.2, *Safe Routes to School Program*, as a second reading, to the September 21, 2022, regular Board Meeting.

10. FIRST READING - BOARD POLICY 6158, INDEPENDENT STUDY

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

Trustee Hanacek left the dais at 10:33 p.m.

Motion made by: Judy Bullockus

Motion seconded by: Gila Jones

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Not Present

Motion carried 4-0-2 to bring back Board Policy 6158, *Independent Study*, on Consent, to the September 21, 2022, regular Board meeting.

11. BOARD ACTION TO ADOPT DISTRICT'S INITIAL PROPOSAL TO CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION FOR 2022-2023 NEGOTIATIONS

President McNicholas recognized Bob Presby, Associate Superintendent, Human Resource Services, to present the item.

Motion made by: Judy Bullockus

Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Not Present

The motion carried 4-0-2 to approve the District's initial proposal to CSEA for 2022-2023 negotiations.

12. RESOLUTION NO. 2223-06, RESOLUTION OF THE 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), DISSOLVING COMMUNITY FACILITIES DISTRICT NO. 92-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LAS FLORES), ELIMINATING ALL TAX LIENS AND APPROVING RECORDATION OF A NOTICE OF CESSATION OF SPECIAL TAX

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

Trustee Hanacek returned to the dais at 10:40 p.m.

Trustee Castellanos left the dais at 10:40 p.m.

Motion made by: Amy Hanacek

Motion seconded by: Judy Bullockus

Voting:

Martha McNicholas - Yes

Krista Castellanos - Not Present

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

The motion carried 4-0-2 by a roll call vote to adopt Resolution No. 2223-06, Resolution of the 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), Dissolving Community Facilities District No. 92-1 of the Capistrano Unified School District (Las Flores), Eliminating All Tax Liens and Approving Recordation of a Notice of Cessation of Special Tax.

13. RESOLUTION NO. 2223-15, RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 1998-1A (PACIFICA SAN JUAN) OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, DECLARING INTENTION TO ELIMINATE "PAY-AS-YOU-GO" SPECIAL TAX COLLECTIONS FROM COMMUNITY FACILITIES DISTRICT NO. 1998-1A (PACIFICA SAN JUAN)

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

Trustee Castellanos returned to the dais at 10:45 p.m.

Superintendent Vital Brulte recused herself from this agenda item.

Motion made by: Amy Hanacek

Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - No

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

The motion carried 4-1-1 by a roll call vote to adopt Resolution No. 2223-15, Resolution of the Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 1998-1A (Pacifica San Juan) of the Capistrano Unified School District, Declaring Intention to Eliminate "Pay-As-You-Go" Special Tax Collections from Community Facilities District No. 1998-1A (Pacifica San Juan).

14. RESOLUTION NO. 2223-16, RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 1998-1B (PACIFICA SAN JUAN) OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, DECLARING INTENTION TO ELIMINATE "PAY-AS-YOU-GO" SPECIAL TAX COLLECTIONS FROM COMMUNITY FACILITIES DISTRICT NO. 1998-1B (PACIFICA SAN JUAN)

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

Superintendent Vital Brulte recused herself from this agenda item.

Motion made by: Amy Hanacek

Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - No
Judy Bullockus - Yes
Lisa Davis - Not Present
Amy Hanacek - Yes

Motion carried 4-1-1 by a roll call vote to adopt Resolution No. 2223-16, Resolution of the Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 1998-1B (Pacifica San Juan) of the Capistrano Unified School District, Declaring Intention to Eliminate "Pay-As-You-Go" Special Tax Collections from Community Facilities District No. 1998-1B (Pacifica San Juan).

15. RESOLUTION NO. 2223-04, 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 2022-2023

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

Motion to Extend the Meeting Past the Hour

At 10:57 p.m., it was moved by Trustee Bullockus and seconded by Trustee Jones to extend the Board meeting to 11:30 p.m.

Motion Made by: Judy Bullockus

Motion seconded by: Gila Jones

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 to extend the Board meeting to 11:30 p.m.

Motion made by: Gila Jones

Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 by a roll call vote to adopt Resolution No. 2223-04, 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 2022-2023.

16. RESOLUTION NO. 2223-05, 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 2022-2023

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

Motion made by: Amy Hanacek

Motion seconded by: Gila Jones

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 by a roll call vote to adopt Resolution No. 2223-05, Resolution of the Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of for Improvement Area No. 2002-1 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 IA 2002-1 of the Capistrano Unified School District (Talega) for Fiscal Year 2022-2023.

17. RESOLUTION NO. 2223-07, 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 2022-2023

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

Superintendent Vital Brulte recused herself from this item.

Motion made by: Amy Hanacek

Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 by a roll call vote to adopt Resolution No. 2223-07, Resolution of the Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body for 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 2022-2023.

18. RESOLUTION NO. 2223-08, 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 2022-2023

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

Superintendent Vital Brulte recused herself from this item.

Motion made by: Amy Hanacek

Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 by a roll call vote to adopt Resolution No. 2223-08, Resolution of the Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body for 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 2022-2023.

19. RESOLUTION NO. 2223-09, 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 2022-2023

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

Motion made by: Gila Jones

Motion seconded by: Krista Castellanos

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 by a roll call vote to adopt Resolution No. 2223-09, 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 2022-2023.

20. RESOLUTION NO. 2223-10, 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 2022-2023

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

Motion made by: Krista Castellanos

Motion seconded by: Amy Hanacek

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 to adopt Resolution No. 2223-10, Resolution of the 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 2022-2023.

21. RESOLUTION NO. 2223-11, 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 2022-2023

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

Motion made by: Gila Jones

Motion seconded by: Amy Hanacek

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 by a roll call vote to adopt Resolution No. 2223-11, Resolution of the 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 2022-2023.

15. ADJOURNMENT

Motion made by: Judy Bullockus

Motion seconded by: Gila Jones

Voting:

Martha McNicholas - Yes

Krista Castellanos - Yes

Gila Jones - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Amy Hanacek - Yes

Motion carried 5-0-1 to adjourn the meeting.

President McNicholas announced the Board meeting adjourned at 11:20 p.m.



Kirsten M. Vital Brulte, Superintendent



Gila Jones, Clerk of the Board