

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES – SPECIAL MEETING
SEPTEMBER 28, 2010
EDUCATION CENTER – BOARD ROOM

President Bryson called the meeting to order at 5:30 p.m. The Board recessed to closed session to: confer with Legal Counsel regarding a Liability Claim; discuss Public Employee Appointment/Employment; and discuss CUEA negotiations.

The special meeting of the Board reconvened to open session and was called to order by President Bryson at 6:00 p.m.

The Pledge of Allegiance was led by Trustee Addonizio.

Present: Trustees Addonizio, Brick, Bryson, Palazzo, and Winsten

Absent: Trustees Christensen and Lopez-Maddox

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

It was moved by Trustee Addonizio, seconded by Trustee Palazzo, and carried by a 5-0 vote to adopt the Board agenda. **Adoption of the Board Agenda**

President Bryson reported the following action taken during closed session:

Agenda Item 7A – Liability: Claim No. 08-63474DP. **President's Report From Closed Session Meeting**

The Board voted by a 5-0 vote to authorize the settlement of Liability Claim #08-63474DP in the amount of \$29,500.

AYES: Trustees Addonizio, Brick, Bryson, Palazzo, and Winsten

NOES: None

ABSENT: Trustees Christensen and Lopez-Maddox

Agenda Item #7B – Public Employee Appointment/Employment—Administrative Assignment:

The Board voted by a 5-0 vote to approve the appointment of Randall Rowles, Executive Director, Facilities and Plant Operations.

AYES: Trustees Addonizio, Brick, Bryson, Palazzo, and Winsten

NOES: None

ABSENT: Trustees Christensen and Lopez-Maddox

Agenda Item 7C – CUEA Negotiations: No action was taken.

President Bryson commented that she had visited Don Juan Avila Elementary and Don Juan Avila Middle schools and that she is very impressed with their wonderful programs. **Board and Superintendent Comments**

President Bryson asked Trustees for items they wished to pull from the Consent Calendar. No items were pulled. **Items Pulled from the Consent Calendar**

The following speakers addressed the Board on Consent items not pulled by Trustees:

Item #2 Award Request for Qualifications/Proposals; Item #3 SDGE Agreement; and Item #4 SJHHS Bid Rejection:

- *John Novak thanked the Board for moving quickly on the RFQ&P for the Construction Manager position and asked for clarification regarding the SDG&E Agreement, specifically the use of CFD 98-2 as the funding source. Mr. Novak also commended the Board for their diligence and courage to take on the SJHHS pool project.*

Item #2 Award Request for Qualifications/Proposals; Item #4 SJHHS Bid Rejection; and Item # 5 Internship Contract Agreement:

- *Martha McNicholas asked Trustees to look more carefully at what goes on the Consent Calendar as some items do not appear to be routine and should be put on the regular agenda for action.*

CONSENT CALENDAR

It was moved by Trustee Palazzo, seconded by Trustee Brick, and motion carried by a 5-0 vote to approve the following Consent Calendar items:

Minutes of the September 14, 2010, Regular Board Meeting.

**Minutes
Agenda Item 1**

Award of Request for Qualification/Proposals No. 2-1011, Construction Manager/District's Representative.

**Construction
Manager
Agenda Item 2**

Execution of Agreement for Extension and Construction of Overhead/Underground Electric and Gas Facilities, San Diego Gas & Electric (La Pata Street Lighting).

**SDG&E
Agreement
Agenda Item 3**

Intern Agreement with Chapman College to extend the field-based support of developing teachers.

**Intern Agreement
Agenda Item 4**

Rejection of Bid No. 0910-13, San Juan Hills High School 30-meter Pool/Support Building.

**San Juan Hills
High School Bid
Rejection
Agenda Item 5**

ROLL CALL: AYES: Trustees Addonizio, Brick, Bryson, Palazzo, and Winsten
NOES: None
ABSENT: Trustees Christensen and Lopez-Maddox
ABSTAIN: None

DISCUSSION/ACTION

President Bryson recognized Assistant Superintendent Jodee Brentlinger to present this item. Mrs. Brentlinger stated that the agreement was mutually negotiated through mediation and avoided prolonged Fact Finding. Mrs. Brentlinger highlighted several ongoing structural changes: 1) 12 articles within the contract were modified providing better clarity and direction for CSEA employees and management; 2) consolidated calendars and hours worked per day providing both clarity and flexibility for employees and the District; 3) incorporated a sliding scale for Health and Welfare Benefits contributions; and 4) salary concessions through step and column freezes, salary schedule reductions, and a proration of furlough days based upon the calendar of the employees. Mrs. Brentlinger shared that the tentative agreement was overwhelmingly approved by CSEA members on September 15.

**CUSD/CSEA
Settlement
Agreement
Agenda Item 6**

The following speakers addressed the Board:

- *Colleen Lamb asked the Board to consider the concession on the settlement agreement that reduces the hours of food service workers and how this will impact food service to students.*
- *Tina LaBate and Dorothy Friedlander stated that reducing the hours IBI employees work would be a hardship for their students and asked Trustees not to approve the cut.*
- *Ronda Walen stated that this agreement is the result of more than a year of hard work on both sides of the table. Ms. Walen asked the Board to consider the sacrifice being made by CSEA members.*

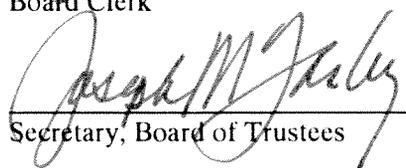
It was moved by Trustee Addonizio, seconded by Trustee Brick, and motion carried by a 5-0 vote to approve the two year (2010-2012) contract settlement with CSEA as proposed, and to certify that the public disclosure of the proposed agreement with CSEA has been completed in accordance with Government Code §3457.5 and the changes incorporated by AB2756. President Bryson requested a roll call vote.

AYES: Trustees Addonizio, Brick, Bryson, Palazzo, and Winsten
NOES: None
ABSENT: Trustees Christensen and Lopez-Maddox
ABSTAIN: None

The meeting adjourned at 6:20 p.m.



Board Clerk



Secretary, Board of Trustees

Minutes submitted by Jane Boos, Manager, Board Office Operations