

CAPISTRANO UNIFIED SCHOOL DISTRICT
33122 Valle Road
San Juan Capistrano, CA 92675

BOARD OF TRUSTEES
Regular Meeting

June 13, 2011

Closed Session 5:30 p.m.
Open Session 7:00 p.m.

AGENDA

CLOSED SESSION AT 5:30 P.M.

1. CALL TO ORDER

2. CLOSED SESSION COMMENTS

3. CLOSED SESSION (as authorized by law)

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION EXHIBIT 3 A

Number of Cases: One
(Pursuant to Education Code §54956.9{a})

Superior Court of the State of California
County of Orange – Central Justice Center
Case No. 30-2011-00461701
James M. Reardon v. Capistrano Unified School District

B. STUDENT EXPULSIONS

Deliberations of Findings of Fact and Recommendations
(Pursuant to Education Code §48918{c} and §35145)

EXHIBITS 3 B1-B7

C. PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT

1) Principals, High School
2) Manager, Budget
(Pursuant to Government Code §54957)

EXHIBIT 3 C1-C3

D. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

(Pursuant to Government Code §54957)

EXHIBIT 3 D

E. CONFERENCE WITH LABOR NEGOTIATORS

Dr. Joseph M. Farley/Jodee Brentlinger/Ron Lebs
Employee Organizations:
1) Capistrano Unified Education Association (CUEA)
2) Capistrano School Employees Association (CSEA)
3) Teamsters
4) Unrepresented Employees (CUMA)

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.

1. PLEDGE OF ALLEGIANCE

2. ADOPTION OF THE AGENDA – ROLL CALL

3. REPORT ON CLOSED SESSION ACTION

4. SPECIAL RECOGNITIONS

*Ladera Ranch and Newhart Middle Schools—California Distinguished Schools
Bernice Ayer Middle School—National School to Watch
Classified Employees of the Year—Denise Caras, Carmen Vega, Eddie Gardea,
Victoria Lloyd, Vivienne Whitmore, Stephanie Zenisek*

5. BOARD AND SUPERINTENDENT COMMENTS

6. 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.

PUBLIC HEARING

7. SPECIAL TAX REVISION PROCEEDINGS RELATING TO COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF CAPISTRANO UNIFIED SCHOOL DISTRICT (WHISPERING HILLS); CONTINUED PUBLIC HEARING; CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION NOS. 1011-60, 1011-61, 1011-62, AND 1011-63, RELATING TO CONTINUED PUBLIC HEARING; SPECIAL TAX ELECTION; CANVASSING RESULTS OF SPECIAL TAX ELECTION; FIRST READING OF ORDINANCE FOR REVISED SPECIAL TAXES OF CFD NO. 2005-1; AND TAKING ACTIONS RELATED THERTO:

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

RESOLUTION NO. 1011-60 – RESOLUTION OF THE BOARD OF EDUCATION 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) ORDERING CERTAIN CHANGES AND MODIFICATIONS TO PROCEEDINGS TO ALTER THE RATE AND METHOD OF APPORTIONMENT AND REDUCING THE LEVY OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 2005 -1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

Following discussion, it is recommended the Board adopt Resolution No. 1011-60, Resolution of the Board of Education of the Capistrano Unified School District, Acting as the Legislative Body of the Community Facilities District No. 2005-1 of the Capistrano Unified School District (Whispering Hills) Ordering Certain Changes and Modifications to Proceedings to Alter the Rate and Method of Apportionment and Reducing the Levy of Special Taxes within Community Facilities District No. 2005 -1 of the Capistrano Unified School District.

DISCUSSION/
ACTION
Vote _____
Page 1
EXHIBIT 1

Motion by _____ Seconded by _____
 ROLL CALL:
 Student Advisor Larson Ishii _____
 Trustee Addonizio _____ Trustee Hatton _____
 Trustee Alpay _____ Trustee Palazzo _____
 Trustee Bryson _____ Trustee Pritchard _____
 Trustee Brick _____

RESOLUTION NO. 1011-61 – RESOLUTION OF THE BOARD OF EDUCATION 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), DETERMINING THE VALIDITY OF PRIOR PROCEEDINGS AND CALLING A SPECIAL ELECTION.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

Following discussion, it is recommended the Board adopt Resolution No. 1011-61, Resolution of the Board of Education 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), Determining the Validity of Prior Proceedings and Calling a Special Election.

Motion by _____ Seconded by _____
 ROLL CALL:
 Student Advisor Larson Ishii _____
 Trustee Addonizio _____ Trustee Hatton _____
 Trustee Alpay _____ Trustee Palazzo _____
 Trustee Bryson _____ Trustee Pritchard _____
 Trustee Brick _____

RESOLUTION NO. 1011-62 – RESOLUTION OF THE BOARD OF EDUCATION 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) CANVASSING THE RESULTS OF THE ELECTION HELD WITHIN COMMUNITY FACILITIES DISTRICT NO. 2005-1.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

Following discussion, it is recommended the Board adopt Resolution No. 1011-62, Resolution of the Board of Education 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) Canvassing the Results of the Election Held Within Community Facilities District No. 2005-1.

Motion by _____ Seconded by _____
 ROLL CALL:
 Student Advisor Larson Ishii _____
 Trustee Addonizio _____ Trustee Hatton _____
 Trustee Alpay _____ Trustee Palazzo _____
 Trustee Bryson _____ Trustee Pritchard _____
 Trustee Brick _____

RESOLUTION NO. 1011-63 – RESOLUTION OF THE BOARD OF EDUCATION 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) ALTERING THE RATE AND METHOD OF APPORTIONMENT AND REDUCING THE LEVY OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 2005-1 AND TAKING RELATED ACTIONS.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

Following discussion, it is recommended the Board adopt Resolution No. 1011-63, Resolution of the Board of Education 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) Altering the Rate and Method of Apportionment and Reducing the Levy of Special Taxes Within Community Facilities District No. 2005-1 and Taking Related Actions.

Motion by _____ Seconded by _____

ROLL CALL:

Student Advisor Larson Ishii _____

Trustee Addonizio _____ Trustee Hatton _____

Trustee Alpay _____ Trustee Palazzo _____

Trustee Bryson _____ Trustee Pritchard _____

Trustee Brick _____

FIRST READING – BY TITLE ONLY OF PROPOSED ORDINANCE ENTITLED, “ORDINANCE OF COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (WHISPERING HILLS) AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN COMMUNITY FACILITIES DISTRICT NO. 2005-1.”

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

Following discussion, it is recommended the Board authorize first reading by the title only of proposed Ordinance entitled, “Ordinance of Community Facilities District (Whispering Hills) Authorizing the Levy of a Special Tax Within Community Facilities District No. 2005-1.”

Motion by _____ Seconded by _____

FIRST READING – ORDINANCE ENTITLED, “ORDINANCE OF COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (WHISPERING HILLS) AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN COMMUNITY FACILITIES DISTRICT NO. 2005-1.”

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

Following discussion, it is recommended the Board direct staff to bring back the Ordinance to the July 11, 2011, Board meeting for second reading and adoption.

DISCUSSION/ACTION ITEMS

8. STUDENT FEES TASK FORCE:

A District Student Fees Task Force was convened in March 2011 to examine the guidelines contained within the ACLU settlement agreement, and implications for policy and practice. Members of the task force represented all stakeholder groups, including parents, teachers, administrators, school-connected organizations, and District staff. This item is designed to update Trustees on the scope of work completed by the task force.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

Staff Recommendation:

It is recommended the Board President recognize Julie Hatchel, Assistant Superintendent, Education Services, who will provide an overview of the work completed by the task force. This is an information only item and no Board action is required.

INFORMATION
/DISCUSSION
Page 93
EXHIBIT 2

9. RESOLUTION NO. 1011-58 - RESERVING THE RIGHT TO MAKE 2011-2012 EMPLOYEE COMPENSATION REDUCTIONS:

The State of California continues to project a budget shortfall for the 2011-2012 fiscal year. While the Governor's May Budget Revision proposes "flat funding" for K-12 education, the state has not yet adopted a budget. Therefore, the District must continue to preserve every option to ensure it develops and adopts a balanced budget by June 30, 2011.

Education Code §45032 and Education Code §45162(b) authorizes the governing board of a school district to increase the salaries of employees at any time during the school year on any date ordered by the governing board, but does not authorize decreases in salary during the school year.

As a precautionary measure, this agenda item proposes Board consideration of the adoption of Resolution Number 1011-58 and Board authorization to provide written notice to union leadership of the District's represented groups and to unrepresented CUMA employees. This action reserves the right to negotiate a reduction in salaries during the 2011-2012 school year should it become necessary.

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Staff Recommendation

It is recommended the Board President recognize Jodee Brentlinger, Assistant Superintendent, Personnel Services, who will present this item.

Following discussion, it is recommended the Board of Trustees approve Resolution No. 1011-58, Reserving the Right to Make 2011-2012 Employee Compensation Reductions for all employees and provide authorization to deliver written notice to union leaders and unrepresented CUMA employees.

DISCUSSION/
ACTION
Vote _____
Page 107
EXHIBIT 3

Motion by _____

Seconded by _____

ROLL CALL:

Student Advisor Larson Ishii _____

Trustee Addonizio _____

Trustee Alpay _____

Trustee Bryson _____

Trustee Hatton _____

Trustee Palazzo _____

Trustee Pritchard _____

Trustee Brick _____

10. RESOLUTION NO. 1011-59 - CLASSIFIED LAYOFF MANAGEMENT AND NON-MANAGEMENT EMPLOYEES:

DISCUSSION/
ACTION

This agenda item seeks Board approval to reduce hours worked per day for two classified employee position groups. These remaining classifications were negotiated as a provision of the 2010-2012 CSEA and CUSD contract settlement agreement specifically outlined in 12(e) of the tentative agreement.

Vote _____
Page 113

EXHIBIT 4

This agenda item also seeks Board approval to eliminate three Supervisor III positions in the Child Development Department. This layoff recommendation decreases management staff as the first step in a departmental reorganization and consolidation of the management structure.

The reduction of hours for Speech Language Pathologist Assistants will save the general fund approximately \$85,500 and the reduction in the Food Services Department approximately \$75,000 dollars. The savings the Child Development Department will receive by consolidating three supervisor positions into two positions is approximately \$71,000.

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Staff Recommendation:

It is recommended the Board President recognize Jodee Brentlinger, Assistant Superintendent, Personnel Services, who will present this item.

Following discussion, it is recommended the Board of Trustees approve Resolution No. 1011-59, Classified Layoff Management and Non-Management Employees, in the designated classifications.

Motion by _____

Seconded by _____

ROLL CALL:

Student Advisor Larson Ishii _____

Trustee Addonizio _____

Trustee Alpay _____

Trustee Bryson _____

Trustee Hatton _____

Trustee Palazzo _____

Trustee Pritchard _____

Trustee Brick _____

11. FINAL FACILITIES OFFER – OXFORD PREPARATORY ACADEMY:

DISCUSSION/
ACTION

Because Oxford Preparatory Academy is willing to seek space for fewer than its full projected ADA for the 2011-2012 school year, the Academy and the District have agreed to pursue an alternative to Proposition 39.

Vote _____
Page 119

EXHIBIT 5

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, Business and Support Services, who will present this item.

Following discussion, it is recommended the Board approve the proposal to provide Oxford Preparatory Academy facilities for the 2011-2012 school year.

Motion by _____

Seconded by _____

12. TRUSTEES' REQUEST FOR SEPARATE LEGAL REPRESENTATIONS FROM THAT OF THE ENTIRE BOARD OF TRUSTEES: DISCUSSION/
ACTION

Trustees Ellen Addonizio and Sue Palazzo believe there are conflicts of interest between them and the remainder of the Board concerning District responses to allegations the Board violated provisions of the Ralph M. Brown Act. They are seeking separate legal counsel at District expense. This item will permit Trustees to discuss this matter and to determine if separate counsel will be provided. The exhibit to this item includes a March 21, 2011, letter from District Counsel Jack M. Sleeth, to Craig Alexander, attorney for Ms. Addonizio and Mrs. Palazzo, that provides additional background information on this topic.

Vote _____
Page 143

EXHIBIT 6

Contact: Joseph M. Farley, Superintendent

Staff Recommendation:

It is recommended the Board of Trustees discuss this matter and provide direction to the Superintendent concerning the requested legal representation.

Motion by _____ Seconded by _____

13. 2011-2012 FISCAL YEAR TENTATIVE BUDGET:

INFORMATION
/DISCUSSION
Page TBD
EXHIBIT 7

The District is required by law to adopt a budget for the 2011-2012 fiscal year no later than June 30, 2011, for enactment on July 1, 2011. The budget for 2011-2012 will be based upon revenue assumptions that have been outlined within the Governor's May Revise, as well as District-specific assumptions for revenue and expenditures.

As of the Third Interim Report, the District was projecting a budget shortfall of approximately \$6.9 million. This shortfall reflects the revenue changes outlined in the Governor's May Revise, as well as incorporation of one-time revenues from sources such as the Federal Jobs Bill and State Fiscal Stabilization Funds (second round). Staff will be presenting revised budget information at the meeting along with plans on how staff plans to close the projected shortfall.

There are key items being incorporated into the tentative budget at the time of publication of this Board item. The following items will be provided under separate cover to the Board, and made available to the public via the District website, on or before Friday, June 10, 2011:

- Budget Guidelines & Assumptions (revised)
- General Fund Budget Summary

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, Business & Support Services, who will make a presentation to the Board regarding the assumptions used in constructing the 2011-2012 tentative budget.

14. LOCAL EDUCATIONAL AGENCY PLAN AND REVISED ADDENDUM:

DISCUSSION/
ACTION
Vote _____
Page 147
EXHIBIT 8

The Local Educational Agency (LEA) Plan and LEA Plan Addendum were initially Board approved on January 11, 2011. Staff submitted the LEA Plan Addendum to the California Department of Education (CDE) for approval. Staff has made further revisions to the Addendum based on CDE feedback. This item presents for Board approval the District's revised LEA Plan and Addendum.

Due to the size of the LEA Plan and LEA Plan Addendum, documents are posted online in the Board Agendas and Supporting Documentation page.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

Staff Recommendation:

It is recommended the Board President recognize Julie Hatchel, Assistant Superintendent, Education Services, to present the LEA Plan and LEA Plan Addendum overview.

Following discussion, it is recommended the Board of Trustees approve the revised LEA Plan Addendum.

Motion by _____ Seconded by _____

15. AWARD OF BID NO. 1011-11, CAPISTRANO VALLEY HIGH SCHOOL PERFORMING ARTS THEATER:

This agenda item seeks the award of Bid No. 1011-11, Capistrano Valley High School Performing Arts Theater to Edge Development, Inc., in the amount of \$11,975,007. The contract documents are on file and available in the Purchasing Department. For further information, please contact Randall Rowles, PE, Executive Director, Facilities & Plant Operations, at (949) 234-9216.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, Business and Support Services, who will present this item.

Following discussion, it is recommended the Board of Trustees award Bid No. 1011-09 Capistrano Valley High School Performing Arts Theater to Edge Development, Inc., in the amount of \$11,975,007.

Motion by _____ Seconded by _____

16. HIGH SCHOOL COURSE OFFERING - SKATEBOARDING:

San Clemente High School received Board approval to pilot a new physical education elective titled Skateboarding. The subsequent spring 2011 pilot garnered great support and interest in establishing the course as a permanent offering that would meet the District's physical education graduation requirement. The addition of this course to the physical education curriculum would actively engage a large segment of the high school student population. It would also provide necessary safety education for this popular student activity. This agenda item presents for Board consideration the approval of Skateboarding as a permanent course offering at District high schools beginning with the 2011-2012 school year. Currently, the City of San Clemente, in partnership with the school, has provided the off-campus skateboarding facility. Included in the exhibit is a Conditional Use Permit from the City of San Clemente for use of the Ralph's Skate Court. Once approved by the Board, the Association of Schools for Cooperative Insurance Programs will provide necessary insurance certificates.

Contact: Julie Hatchel, Assistant Superintendent, Education Service

Staff Recommendation:

It is recommended the Board President recognize Julie Hatchel, Assistant Superintendent, Education Services, to present the proposal for a high school Skateboarding course.

Following discussion, it is recommended the Board of Trustees approve the high school Skateboarding course beginning with the 2011-2012 school year.

Motion by _____ Seconded by _____

DISCUSSION/
ACTION

Vote _____

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EXHIBIT 9

DISCUSSION/
ACTION

Vote _____

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EXHIBIT 10

17. SECOND READING: REVISION TO BOARD POLICY 6174 – EDUCATION FOR STUDENTS OF LIMITED ENGLISH PROFICIENCY AND PROPOSITION 227: PARENTAL EXCEPTION WAIVER PROCEDURES:

DISCUSSION/
ACTION
Page 167
EXHIBIT 11

Current Board Policy (BP) 6174 explains the English learner (EL) program in the District. Board Policy 6174.1 defines the parental waiver process for parents of English learners after the passing of Proposition 227. Since the adoption of BP 6174.1 in 1998 and BP 6174 in 1999, there is a more refined interpretation of what the laws mean and how they work together to create an education program for English learners. Therefore, the BP needs to be updated and combined into one policy. There are no financial implications associated with this agenda item. Proposed additions to the BP are underlined; deletions are struck through. Board Policy 6174.1 will be deleted and combined into BP 6174.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

Staff Recommendation:

It is recommended the Board President recognize Julie Hatchel, Assistant Superintendent, Education Services, who will provide the Revision to BP 6174 – Education for Students of Limited English Proficiency, and BP 6174.1 – Proposition 227: Parental Exception Waiver Procedures.

Following discussion, it is recommended the Board of Trustees approve the revision of BP 6174 - *Education For Students Of Limited English Proficiency And Proposition 227: Parental Exception Waiver Procedures.*

Motion by _____ Seconded by _____

18. SECOND READING – ADOPTION OF BOARD POLICY 3110, FUND BALANCE DESIGNATIONS:

DISCUSSION/
ACTION
Page 177
EXHIBIT 12

The Governmental Accounting Standards Board issued GASB Statement 54 (GASB 54), which alters how fund balance information is reported, and to improve clarity of how fund balance information is presented and classified. GASB 54 became effective for all school districts in California for the fiscal year 2010-2011. Implementation of GASB 54 requires school districts to adopt a Board Policy that outlines various reporting restrictions to fund balance(s), minimum fund balance, authority to commit and assign, and spending order.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, Business & Support Services, who will present this item.

Following discussion, it is recommended the Board approve the adoption of Board Policy 3110, *Fund Balance Designations.*

Motion by _____ Seconded by _____

19. FIRST READING: REVISIONS TO BOARD BYLAW 9320:

INFORMATION/
DISCUSSION
Page 179
EXHIBIT 13

At the March 23, 2011, special Board meeting Trustees approved changing the week night Board meetings are conducted and adding a second regular meeting per month. The proposed revisions to Board Bylaw 9320, *Meetings*, reflect the change in days that meetings are held and the addition of one meeting per month. Changes are underlined; deletions are struck through.

Contact: Joseph M. Farley, Superintendent

Staff Recommendation:

It is recommended the Board President recognize Joseph Farley, Superintendent, who will present the revisions to Board Bylaw 9320, *Meetings.*

20. DIVISION OF STATE ARCHITECT UPDATE:

At the February 9, 2009, Board meeting, staff presented a status report on outstanding construction projects. This agenda item is a continuation of that initial report, updating Trustees on the progress made toward closing with certification, outstanding DSA applications. There is no financial impact at this time. There will be a fee to reopen the closed applications to finalize and close them with certification when all documentation is completed. As shown in the exhibit, the original construction of San Juan Hills High School has been closed with certification. A copy of the letter from the Division of the State Architect is provided for Trustee review.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, Business and Support Services, who will provide the DSA Update and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

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.

GENERAL FUNCTIONS

21. SCHOOL BOARD MINUTES:

Approval of the minutes of the May 25, 2011, regular Board meeting.

Contact: Jane Boos, Manager, Board Office Operations

CURRICULUM & INSTRUCTION

22. EXPUNGING OF EXPULSION RECORD:

Approval of expunging a student record. Due to the confidential nature of expunging a student expulsion record, the supporting information is provided to Trustees under separate cover.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

23. EXPULSION READMISSION:

Approval to readmit a student from expulsion. Due to the confidential nature of the student expulsion readmission, the supporting information is provided to Trustees under separate cover.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

24. PETITION TO WAIVE CALIFORNIA HIGH SCHOOL EXIT EXAM:

Approval to waive Education Code §60851(c) and Board Policy 6162.52 in accordance with §60851(c) approving four students as having met the requisite standards, with modifications, to pass the CAHSEE subtest in mathematics, case numbers 1011-022 through 1011-25. California Education Code §60851(c) and Board Policy 6162.52 provide authority for the Board of Trustees to review and approve waivers for special education students to pass the California High School Exit Examination (CAHSEE) with modifications stated in the pupil's Individualized Education Program. Supporting information for this item is provided to Trustees under separate cover so that individual student rights under the Family Educational Rights and Privacy Act are protected.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

25. **MINIMUM DAY DISMISSAL TIMES AT TITLE I ELEMENTARY SCHOOLS:** Page 193
EXHIBIT 16
Approval of a single minimum day dismissal time schedule at Title I elementary schools. Varied minimum day dismissal times at Title I elementary schools have caused confusion among parents. This has resulted in increased absenteeism and a significant number of students being left at school after dismissal, thereby causing a loss of student instruction and teacher collaboration time. The proposal to establish a single minimum day dismissal time for Title I elementary schools was reviewed and supported by the District Restructuring Council. In order to provide an equal number of instructional minutes for Title I students, two additional minimum days are included in the schedule. *Contact: Julie Hatchel, Assistant Superintendent, Education Services*

26. **SCHOOL MOBILE ASSESSMENT RESOURCE TEAM MEMORANDUM OF UNDERSTANDING:** Page 197
EXHIBIT 17
Approval of the School Mobile Assessment Resource Team Memorandum of Understanding for 2011-2012 school year. Since July 2001, the School Mobile Assessment Resource Team (SMART) has provided the District with a rapid response law enforcement team to investigate suspected threats on our students and campuses. The SMART program extends the capacities of a school to more effectively respond to a suspected threat with law enforcement partners.
Contact: Julie Hatchel, Assistant Superintendent, Education Services

BUSINESS & SUPPORT SERVICES

27. **PURCHASE ORDERS, COMMERCIAL WARRANTS, AND PREVIOUSLY BOARD-APPROVED BIDS AND CONTRACTS:** Page 207
EXHIBIT 18
Approval of purchase orders (Attachment 1) and commercial warrants (Attachment 2). The purchase orders and commercial warrants included in this item have previously been authorized as part of the District's budget approval process. The purchase orders total \$5,306,269.41; the commercial warrants total \$9,420,886.96. 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.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

28. **DENIAL OF GOVERNMENT CLAIM 11-93640DP:** Page 263
EXHIBIT 19
This agenda item pertains to a claim filed against the District by Attorney Beau James Nokes, on behalf of minor by and through her guardian ad litem, Eileen Price. On April 21, 2011, at Capistrano Valley High School the student sustained an accidental injury to the face while playing in the position of catcher during a supervised PE slow pitch game. Denial of this claim does not have any financial implications on the general fund budget, and establishes procedural timelines.
Contact: Jeff Bristow, Executive Director, Risk Management/Compliance

29. **LEASE/PURCHASE FINANCING AGREEMENT WITH KEY GOVERNMENT FINANCE, CISCO CAPITAL'S FINANCING PARTNER:** Page 265
EXHIBIT 20
Approval of the lease/purchase financing agreement with Key Government Finance, Cisco Capital financing partner, for networking equipment, services, and support to upgrade the infrastructure at 42 school sites. The agreement includes the schedules, terms, and services provided, and has been approved by legal counsel. The six-year lease/purchase is an agreement for Cisco services, support, and equipment for \$488,000. The fixed interest rate on this agreement is 3.07 percent. The financial implications of the District core networking hardware upgrades were previously authorized as part of the District's budget approval process.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

30. **MASTER CONTRACT - YELLOWSTONE BOYS AND GIRLS RANCH, A NON-PUBLIC SCHOOL:** Page 303
EXHIBIT 21
Approval of a master contract for special education services to be provided by Yellowstone Boys and Girls Ranch, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$99.50 a day, and the cost for room and board per individual student is \$210 a day on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
31. **MASTER CONTRACT - RED ROCK CANYON SCHOOL, A NON-PUBLIC SCHOOL:** Page 337
EXHIBIT 22
Approval of a master contract for special education services to be provided by Red Rock Canyon School, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$125 a day, and the cost for room and board per individual student is \$220 a day on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
32. **MASTER CONTRACT - MAE OLSEN EDUCATION CENTER, A NON-PUBLIC SCHOOL:** Page 371
EXHIBIT 23
Approval of a master contract for special education services to be provided by Mae Olsen Education Center, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$152 a day, and the cost for room and board per individual student is \$215 a day on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
33. **MASTER CONTRACT - HERITAGE SCHOOL, A NON-PUBLIC SCHOOL:** Page 405
EXHIBIT 24
Approval of a master contract for special education services to be provided by Heritage School, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$102 a day, and the cost for room and board per individual student is \$220.08 a day on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

34. MASTER CONTRACT - AUTISM BEHAVIOR CONSULTANTS, INC., A NON-PUBLIC AGENCY:

Page 439
EXHIBIT 25

Approval of a master contract for special education services to be provided by Autism Behavior Consultants, Incorporated, a non-public agency. Per agreed upon rates in Orange County, the cost for Behavior Intervention-Instruction (direct services to students) is \$50 an hour, the cost for Behavior Intervention Development-Supervision (individual program development and supervision) is \$75 an hour, and the cost for Behavior Intervention Development-Clinical (assessment and supervision by a clinical psychologist) is \$125 an hour on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the therapy services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

35. MASTER CONTRACT – AUTISM SPECTRUM CONSULTANTS, INC., A NON-PUBLIC AGENCY:

Page 473
EXHIBIT 26

Approval of a master contract for special education services to be provided by Autism Spectrum Consultants, Incorporated, a non-public agency. The cost for Behavior Intervention-Instruction (direct services to students) is \$56.50 an hour, the cost for Behavior Intervention Development-Supervision (individual program development and supervision) is \$110 an hour, the cost for Behavior Intervention Development-Clinical (assessment and supervision by a clinical psychologist) is \$135 an hour, and the cost for an evaluation/assessment is \$500 each on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the therapy services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

36. MASTER CONTRACT – AUTISM SPECTRUM THERAPIES, A NON-PUBLIC AGENCY:

Page 507
EXHIBIT 27

Approval of a master contract for special education services to be provided by Autism Spectrum Therapies, a non-public agency. Per agreed upon rates in Orange County, the cost for Behavior Intervention-Instruction (BII-direct services to students) is \$70 an hour, and the cost for Behavior Intervention Development-Clinical (BID-assessment and supervision by a clinical psychologist) is \$125 an hour on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the therapy services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

37. MASTER CONTRACT – CENTER FOR AUTISM AND RELATED DISORDERS, A NON-PUBLIC AGENCY:

Page 541
EXHIBIT 28

Approval of a master contract for special education services to be provided by Center for Autism and Related Disorders, a non-public agency. The cost for Behavior Intervention-Instruction (direct services to students) is \$51.50 an hour, and the cost for Behavior Intervention Development-Clinical (assessment and supervision by a clinical psychologist) is \$128.50 an hour on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the therapy services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

38. MASTER CONTRACT – COMPREHENSIVE EDUCATIONAL SERVICES DBA ACES, A NON-PUBLIC AGENCY:

Page 575
EXHIBIT 29

Approval of a master contract for special education services to be provided by Comprehensive Educational Services dba ACES, a non-public agency. The cost for Behavior Intervention Instruction (direct services to students) is \$45 an hour, the cost for Behavior Intervention Development-Clinical (assessment and supervision by a clinical psychologist) is \$125 an hour, and the cost for supervision travel stipend is \$75 an hour on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the therapy services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

39. MASTER CONTRACT – DEPENDABLE NURSING, A NON-PUBLIC AGENCY:

Page 609
EXHIBIT 30

Approval of a master contract for special education services to be provided by Dependable Nursing, a non-public agency. The cost for a registered nurse per individual student is \$38.57 an hour, the cost for a licensed vocational nurse per individual student is \$35.50 an hour, and the cost for a certified home health aid/nursing assistant is \$26.06 an hour on an as-needed basis, which would be paid out of Special Education funds. The District utilizes different non-public agencies for health-related services, based on students' unique medical needs and the need for consistency in services. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the therapy services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

40. MASTER CONTRACT – MAXIM HEALTHCARE SERVICES, INC., A NON-PUBLIC AGENCY:

Page 643
EXHIBIT 31

Approval of a master contract for special education services to be provided by Maxim Healthcare Services, Incorporated, a non-public agency. The cost for a registered nurse per individual student is \$50 an hour, the cost for a licensed vocational nurse per individual student is \$46 an hour, and the cost for a certified home health aid/nursing assistant is \$26 an hour on an as-needed basis, which would be paid out of Special Education funds. The District utilizes different non-public agencies for health-related services, based on students' unique medical needs and the need for consistency in services. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the therapy services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

41. MASTER CONTRACT – THE LCNR, INCORPORATED, DBA LEISURE CARE, A NON-PUBLIC AGENCY:

Page 677
EXHIBIT 32

Approval of a master contract for special education services to be provided The LCNR, Incorporated, dba Leisure Care, a non-public agency. The cost for a licensed vocational nurse per individual student is \$38 an hour on an as-needed basis, which would be paid out of Special Education funds. The District utilizes different non-public agencies for health-related services, based on students' unique medical needs and the need for consistency in services. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the therapy services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

42. **MASTER CONTRACT – DEVEREUX VICTORIA, A NON-PUBLIC SCHOOL:** Page 711
Approval of a master contract for special education services to be provided by Devereux Victoria, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$135.96 a day, the cost for room and board per individual student is \$176 a day, and the cost for an instructional assistant per individual student is \$20 an hour on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services **EXHIBIT 33**
43. **MASTER CONTRACT - DEVEREUX LEAGUE CITY, A NON-PUBLIC SCHOOL:** Page 745
Approval of a master contract for special education services to be provided by Devereux League City, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$108.17 a day, \$120.38 a day and \$125.94 a day based on age of student and intensity of support required. The cost for room and board per individual student is \$215 a day, the cost for language and speech therapy per individual student is \$65 an hour, and the cost for an instructional assistant per individual student is \$20 an hour on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services **EXHIBIT 34**
44. **MASTER CONTRACT - DEVEREUX CLEO WALLACE, A NON-PUBLIC SCHOOL:** Page 779
Approval of a master contract for special education services to be provided by Devereux Cleo Wallace, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$125 a day, the cost for room and board per individual student is \$204.97 a day, and the cost for language and speech therapy per individual student is \$100 an hour on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services **EXHIBIT 35**
45. **MASTER CONTRACT - DEVEREUX ARIZONA, A NON-PUBLIC SCHOOL:** Page 813
Approval of a master contract for special education services to be provided by Devereux Arizona, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$125.86 a day, and the cost for room and board per individual student is \$223.30 a day on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services **EXHIBIT 36**

46. **MASTER CONTRACT - CINNAMON HILLS YOUTH CRISIS CENTER, A NON-PUBLIC SCHOOL:** Page 847
EXHIBIT 37
 Approval of a master contract for special education services to be provided by Cinnamon Hills Youth Crisis Center, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$135 a day, and the cost for room and board per individual student is \$8,974 a month on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
47. **MASTER CONTRACT - ALPINE ACADEMY, A NON-PUBLIC SCHOOL:** Page 881
EXHIBIT 38
 Approval of a master contract for special education services to be provided by Alpine Academy, a non-public school. As indicated on the rate sheet, the cost for tuition per individual student is \$160 a day, and the cost for room and board per individual student is \$164.70 a day on an as-needed basis, which would be paid out of Special Education funds. The total expenditures under this contract cannot be determined at this time, as it is unknown how many special education students would require the residential services provided by this vendor. The actual dollar amount and budget code will be determined by purchase order submitted for Board approval.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
48. **INDEPENDENT CONTRACTOR AGREEMENT – TRANSPORTATION ESCORT SERVICES, WEST SHIELD ADOLESCENT SERVICES:** Page 915
EXHIBIT 39
 Approval of an independent contractor agreement with West Shield Adolescent Services to provide transportation escort services for students attending out of state residential treatment centers and other escort services for students as designated by the District. West Shield Adolescent Services will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$60,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
49. **INDEPENDENT CONTRACTOR AGREEMENT – INSTALLATION, TRAINING AND SUPPORT FOR ADAPTIVE HARDWARE AND SOFTWARE, VOICE SOLUTIONS:** Page 925
EXHIBIT 40
 Approval of an independent contractor agreement with Voice Solutions to provide installation, training, and support to District staff for adaptive hardware and software for disabled students as designated by the District. Voice Solutions will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$5,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

50. **INDEPENDENT CONTRACTOR AGREEMENT – PHYSICIAN AND MEDICAL CONSULTATION SERVICES, THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, ON BEHALF OF THE UNIVERSITY OF CALIFORNIA, SAN DIEGO, SCHOOL OF MEDICINE, DEPARTMENT OF PEDIATRICS:** Page 935
EXHIBIT 41
Approval of an independent contractor agreement with The Regents of the University of California, on behalf of the University of California, San Diego, School of Medicine, Department of Pediatrics, to provide physician and medical consultation services for the District’s IEP team members for students with significant medical needs. The Regents will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$15,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
51. **INDEPENDENT CONTRACTOR AGREEMENT – TEMPORARY SUPPORT, TRAINING AND SUPERVISION TO AUTISM STAFF, SYLVIA MENDE, PSY.D:** Page 945
EXHIBIT 42
Approval of an independent contractor agreement with Sylvia Mende, PSY.D to provide temporary support, training, and supervision to autism staff related to intensive behavior intervention programs for students as designated by the District. Sylvia Mende will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$20,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
52. **INDEPENDENT CONTRACTOR AGREEMENT – CONSULTATION AND TRAINING FOR ACQUIRED TRAUMATIC BRAIN INJURY, SHARON GRANDINETTE:** Page 955
EXHIBIT 43
Approval of an independent contractor agreement with Sharon Grandinette. These services will include consultation and training on acquired traumatic brain injury, school transition and reintegration, teaching and compensatory strategies, curriculum development, including accommodations and modifications, and behavior intervention strategies for students as designated by the District. Sharon Grandinette will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid for out of Special Education funds. Scheduled services under this contract are estimated to be \$10,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
53. **INDEPENDENT CONTRACTOR AGREEMENT – BRAILLE TRANSCRIPTION SERVICES FOR NEMETH CODE, PATRICIA CROMWELL:** Page 965
EXHIBIT 44
Approval of an independent contractor agreement with Patricia Cromwell to provide Braille transcription services for Nemeth code for visually impaired students as designated by the District. Patricia Cromwell will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$5,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

54. **INDEPENDENT CONTRACTOR AGREEMENT – OCCUPATIONAL THERAPY SERVICES, ORANGE COUNTY THERAPY SERVICE, INCORPORATED:** Page 975
EXHIBIT 45
Approval of an independent contractor agreement with Orange County Therapy Service, Incorporated, to provide occupational therapy services for students as designated by the District. Orange County Therapy Service, Incorporated, will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$225,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
55. **INDEPENDENT CONTRACTOR AGREEMENT – INTERPRETING AND TRANSLATION SERVICES, LANGUAGE NETWORK, INCORPORATED:** Page 985
EXHIBIT 46
Approval of an independent contractor agreement with Language Network, Incorporated, to provide interpreting and translation services for students as designated by the District. Language Network, Incorporated, will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$1,500. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
56. **INDEPENDENT CONTRACTOR AGREEMENT – PHYSICAL THERAPY ASSESSMENTS, JOY FOR KIDS PHYSICAL THERAPY, INCORPORATED:** Page 995
EXHIBIT 47
Approval of an independent contractor agreement with Joy for Kids Physical Therapy, Incorporated, to provide physical therapy assessments for students as designated by the District. Joy for Kids Physical Therapy, Incorporated, will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$2,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
57. **INDEPENDENT CONTRACTOR AGREEMENT – PSYCHO-EDUCATIONAL ASSESSMENTS, JEFFREY OWEN:** Page 1005
EXHIBIT 48
Approval of an independent contractor agreement with Jeffrey Owen to provide psycho-educational assessments of students as designated by the District. Jeffrey Owen will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$25,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
58. **INDEPENDENT CONTRACTOR AGREEMENT – AUDIOLOGICAL SERVICES, HEAR NOW DBA ABRAMSON AUDIOLOGY:** Page 1015
EXHIBIT 49
Approval of an independent contractor agreement with Hear Now dba Abramson Audiology to provide audiological services for students as designated by the District. Hear Now will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$60,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

59. **INDEPENDENT CONTRACTOR AGREEMENT – AUDITORY PROCESSING DEVELOPMENTAL DELAY EVALUATIONS, HEAR NOW DBA ABRAMSON AUDIOLOGY:** Page 1025
EXHIBIT 50
Approval of an independent contractor agreement with Hear Now dba Abramson Audiology to provide auditory processing developmental delay evaluations for students as designated by the District. Hear Now will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$5,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
60. **INDEPENDENT CONTRACTOR AGREEMENT – ASSISTIVE TECHNOLOGY SERVICES, GOODWILL INDUSTRIES OF ORANGE COUNTY – ATEC:** Page 1035
EXHIBIT 51
Approval of an independent contractor agreement with Goodwill Industries of Orange County - ATEC to provide assistive technology services for students as designated by the District. Goodwill will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid for out of Special Education funds. Scheduled services under this contract are estimated to be \$4,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
61. **INDEPENDENT CONTRACTOR AGREEMENT – PSYCHOLOGICAL EVALUATIONS, GAYLA M. MASSEY:** Page 1045
EXHIBIT 52
Approval of an independent contractor agreement with Gayla M. Massey to provide psychological evaluations of students as designated by the District. Gayla Massey will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$6,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
62. **INDEPENDENT CONTRACTOR AGREEMENT – TRAINING WORKSHOPS, EVALUATION AND ASSESSMENT OF DISTRICT AUTISM SERVICES PROGRAM, DR. PAUL ALAN DORES:** Page 1055
EXHIBIT 53
Approval of an independent contractor agreement with Dr. Paul Alan Dore to provide training workshops, and to assist staff in the evaluation and assessment of autistic students as designated by the District. Dr. Dore will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$15,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
63. **INDEPENDENT CONTRACTOR AGREEMENT – REVIEW OF OCCUPATIONAL AND PHYSICAL THERAPY REQUESTS FOR PRESCRIPTIONS, DR. EUGENE LEVIN:** Page 1065
EXHIBIT 54
Approval of an independent contractor agreement with Dr. Eugene Levin to review occupational and physical therapy requests for student prescriptions as designated by the District. Dr. Levin will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$1,500. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

64. **INDEPENDENT CONTRACTOR AGREEMENT – INTERPRETER SERVICES, DEAFINTELY PROFESSIONAL INTERPRETING SERVICES:** Page 1075
EXHIBIT 55
Approval of an independent contractor agreement with Deafinitely Professional Interpreting Services to provide interpreting services for students as designated by the District. Deafinitely Professional Interpreting Services will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$50,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
65. **INDEPENDENT CONTRACTOR AGREEMENT – SPEECH AND LANGUAGE PATHOLOGY SERVICES, CHRISTINE STEIN:** Page 1085
EXHIBIT 56
Approval of an independent contractor agreement with Christine Stein to provide speech and language pathology services for students as designated by the District. Christine Stein will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$8,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
66. **INDEPENDENT CONTRACTOR AGREEMENT – PSYCHO-EDUCATIONAL EVALUATIONS, CARREN J. STIKA:** Page 1095
EXHIBIT 57
Approval of an independent contractor agreement with Carren J. Stika to provide psycho-educational evaluations of students as designated by the District. Carren Stika will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$10,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
67. **INDEPENDENT CONTRACTOR AGREEMENT – VISION ASSESSMENTS, BLIND CHILDREN’S LEARNING CENTER:** Page 1105
EXHIBIT 58
Approval of an independent contractor agreement with Blind Children’s Learning Center to provide vision assessments for students as designated by the District. Blind Children’s Learning Center will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$10,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
68. **INDEPENDENT CONTRACTOR AGREEMENT – VISION SERVICES, DR. SIDNEY WEISS, MD:** Page 1115
EXHIBIT 59
Approval of an independent contractor agreement with Dr. Sidney Weiss, MD, to provide vision services for students as designated by the District. Dr. Weiss will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$2,000. Additional services may be required as determined by an individual’s IEP. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

- 70. EXTENSION OF AGREEMENT INVESTIGATIVE AND SECURITY SERVICES – T. DAVIS & ASSOCIATES, INCORPORATED:** Page 1125
EXHIBIT 60
Approval of the extension of the agreement for investigative and security services to be provided by T. Davis & Associates, Incorporated. In light of the fiscal crisis, a letter was sent to the firm requesting reduced costs for the 2011-2012 renewal period. The firm reduced the annual retainer rate from \$40,000 to \$35,000 last fiscal year and will hold that rate for the renewal period of July 1, 2011, through June 30, 2012. This contract provides a fixed rate for investigative and security services as required by the District, paid out of the general fund.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
- 71. EXTENSION OF AGREEMENT FOR LEGAL SERVICES – ATKINSON, ANDELSON, LOYA, RUUD & ROMO:** Page 1137
EXHIBIT 61
Approval of the extension of the agreement for legal services to be provided by Atkinson, Andelson, Loya, Ruud & Romo. In light of the fiscal crisis, a letter was sent to the firm requesting reduced costs for the 2011-2012 renewal period. There will be no increase in the described rates for the renewal period of July 1, 2011, through June 30, 2012. This contract provides competitive, hourly rates for general legal services pertaining to personnel and negotiation issues as required by the District, paid out of the general fund. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$146,000.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
- 72. EXTENSION OF AGREEMENT RFQ NO. 10-0809 GENERAL LEGAL SERVICES – BOWIE, ARNESEN, WILES & GIANNONE:** Page 1157
EXHIBIT 62
Approval of the third extension of the agreement for legal services related to school facilities needs, surplus properties, and general school matters to be provided by Bowie, Arnesen, Wiles & Giannone. In light of the fiscal crisis, a letter was sent to the firm requesting reduced costs for the 2011-2012 renewal period. The firm has not increased its hourly rates since the inception of the contract in July of 2008. There will be no increase in the described rates for the renewal period of July 1, 2011, through June 30, 2012. This contract provides competitive, hourly rates for general legal services as required by the District. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$122,000.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
- 73. EXTENSION OF AGREEMENT ON-CALL GEOTECHNICAL SERVICES – NMG GEOTECHNICAL, INCORPORATED:** Page 1175
EXHIBIT 63
Approval of the extension of the agreement for on-call geotechnical services to be provided by NMG Geotechnical, Incorporated. In light of the fiscal crisis, a letter was sent to the firm requesting reduced costs for the 2011-2012 renewal period. The firm rolled back its hourly rates for the renewal period of July 1, 2011, through June 30, 2012, to their 2006 fee schedule, saving approximately 6 to 11 percent. This contract provides a fixed hourly rate for geotechnical services as required by the District. Funding for these expenditures will depend upon the types of services rendered which may include, but are not limited to, routine restricted maintenance, deferred maintenance, developer fees, and Community Facilities Districts. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$7,000.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

74. **EXTENSION OF AGREEMENT ON-CALL CALIFORNIA ENVIRONMENTAL QUALITY ACT COMPLIANCE SERVICES – THE PLANNING CENTER:** Page 1189
EXHIBIT 64
Approval of the extension of the agreement for on-call California Environmental Quality Act (CEQA) compliance services to be provided by The Planning Center. In light of the fiscal crisis, a letter was sent to the firm requesting reduced costs for the 2011-2012 renewal period. The firm reduced its hourly rates for the renewal period of July 1, 2011, through June 30, 2012, by approximately 3 to 5 percent. This contract provides a fixed hourly rate for CEQA services as required by the District. Funding for these expenditures will depend upon the types of services rendered which may include, but are not limited to, developer fees, Community Facilities Districts, and the general fund. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$3,800.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
75. **EXTENSION OF AGREEMENT BID NO. 1011-01 ASPHALT PAVING, SEALCOATING AND REPAIR – BEN’S ASPHALT, INCORPORATED:** Page 1201
EXHIBIT 65
Approval of the first extension of the agreement for asphalt paving, sealcoating, and repair to be provided by Ben’s Asphalt, Incorporated. In light of the fiscal crisis, a letter was sent to the vendor requesting reduced costs for the 2011-2012 renewal period. Ben’s Asphalt, Incorporated will hold the current prices for the renewal term of July 1, 2011, through June 30, 2012. This contract provides competitive, set pricing for asphalt paving, sealcoating, and repair work, as needed, throughout the District. Funding for these expenditures will depend upon the types of services rendered which may include, but are not limited to, routine restricted maintenance, deferred maintenance, and developer fees. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$403,000.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
76. **EXTENSION OF AGREEMENT BID NO. 1011-02 ELECTRICAL SERVICE – GILBERT & STEARNS, INCORPORATED:** Page 1217
EXHIBIT 66
Approval of the first extension of the agreement for electrical service to be provided by Gilbert & Stearns, Incorporated. In light of the fiscal crisis, a letter was sent to the vendor requesting reduced costs for the 2011-2012 renewal period. Gilbert & Stearns, Incorporated, has proposed a slight increase in pricing for the renewal term of July 1, 2011, through June 30, 2012. Their proposal includes a 1.5 percent increase in labor rates due to the increased cost of fuel, a \$.65 per hour prevailing wage increase and anticipated rate increase of workers compensation insurance. Backhoe services will increase 6.1 percent due to increased diesel fuel prices. The vendor has also requested a shift rate for work performed between the hours of 3:30 p.m. – 11:30 p.m. at 1.18 times straight time. This contract provides competitive, set pricing for routine maintenance and repair of electrical services, as needed, throughout the District. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$49,000.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

77. EXTENSION OF AGREEMENT BID NO. 0708-04 FENCING MATERIALS, REPAIR AND INSTALLATION – COMMERCIAL FENCE & IRONWORKS, INCORPORATED: Page 1129
EXHIBIT 67

Approval of the fourth and final extension of the agreement for fencing materials, repair, and installation to be provided by Commercial Fence & Ironworks, Incorporated. In light of the fiscal crisis, a letter was sent to the vendor requesting reduced costs for the 2011-2012 renewal period. Commercial Fence and Ironworks, Incorporated, has consistently lowered prices each year at renewal. Pricing for the renewal term of July 1, 2011, through June 30, 2012, is approximately 5 to 12 percent lower than the original contract pricing. This contract provides competitive, set pricing for the maintenance and repair of fencing, as needed, throughout the District. Funding for these expenditures will depend upon the types of services rendered which may include, but are not limited to, routine restricted maintenance, deferred maintenance, and developer fees. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$38,000.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

78. EXTENSION OF AGREEMENT BID NO. 0708-05 FLOORING MATERIALS AND INSTALLATION – TANDUS FLOORING, INCORPORATED: Page 1251
EXHIBIT 68

Approval of the fourth and final extension of the agreement for flooring materials and installation to be provided by Tandus Flooring, Incorporated. In light of the fiscal crisis, a letter was sent to the vendor requesting reduced costs for the 2011-2012 renewal period. For the first two renewal periods the contract pricing did not increase. In the third renewal period there were slight increases and decreases in prices. The vendor offered reduced pricing on several key styles most frequently purchased by the District. For the fourth renewal period of July 1, 2011, through June 30, 2012, there are slight increases and decreases in prices, and the vendor has offered the same installation pricing as the previous year. This contract provides competitive, set pricing for the purchase of flooring materials and installation, as needed, throughout the District. Funding for these expenditures will depend upon the types of services rendered which may include, but are not limited to, routine restricted maintenance and deferred maintenance. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$264,000.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

79. EXTENSION OF AGREEMENT BID NO. 0708-07 MOVEMENT OF RELOCATABLE BUILDINGS – PACIFIC MH CONSTRUCTION, INCORPORATED: Page 1323
EXHIBIT 69

Approval of the fourth and final extension of the agreement for movement of relocatable buildings to be provided by Pacific MH Construction, Incorporated. In light of the fiscal crisis, a letter was sent to the vendor requesting reduced costs for the 2011-2012 renewal period. The pricing for the current renewal period of July 1, 2011, through June 30, 2012, reflects a 6 percent reduction from the original contract pricing. This contract provides competitive, set pricing for the movement and reconfiguration of relocatable buildings, as needed, throughout the District. Funding for these expenditures will depend upon the types of services rendered which may include, but are not limited to, routine restricted maintenance, deferred maintenance, developer fees, and Community Facilities Districts. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$271,000.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

80. EXTENSION OF AGREEMENT BID NO. 0708-11 PAINTING – PRIME PAINTING CONTRACTORS, INCORPORATED:

Page 1351
EXHIBIT 70

Approval of the fourth and final extension of the agreement for painting to be provided by Prime Painting Contractors, Incorporated. In light of the fiscal crisis, a letter was sent to the vendor requesting reduced costs for the 2011-2012 renewal period. Prime Painting Contractors, Incorporated, has consistently lowered prices each year at renewal. Pricing for the renewal term of July 1, 2011, through June 30, 2012, is approximately 14 to 23 percent lower than the original contract pricing. This contract provides competitive, set pricing for painting, as needed, throughout the District. Funding for these expenditures will depend upon the types of services rendered which may include, but are not limited to, routine restricted maintenance and deferred maintenance. Expenditures, to date, for the 2010-2011 fiscal year utilizing this contract are approximately \$52,000.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

81. REJECTION OF BID NO. 1112-02 – SERVICE TO COLLECT, RECYCLE, AND DISPOSE OF SOLID WASTE DISTRICTWIDE:

Approval to reject all bids submitted for service to collect, recycle, and dispose of solid waste, and authorize staff to re-bid services. Upon review and consideration of the bids, it is recommended the bid document be revised to more clearly delineate the service requirements for a fall/winter/spring schedule and a summer schedule. In order to secure the lowest possible pricing for services, the District will solicit bids for both metal and plastic bins. The District intends to award the bid to the lowest responsive, responsible bidder offering the lowest price for services utilizing either metal or plastic bins. The current vendor will provide services at the same terms and conditions until a new contract is awarded.

Public Contract Code §20111 governs the letting of contracts for school districts. In addition to the public contract code, courts have held that districts may reject all bids for any reason and at any time before the bid has been awarded. The Board has the discretion and ability to award the contract or reject all bids.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

PERSONNEL SERVICES

82. RESIGNATIONS/RETIREMENT/EMPLOYMENT–CLASSIFIED EMPLOYEES:

Page 1369
EXHIBIT 71

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: Jodee Brentlinger, Assistant Superintendent, Personnel

83. RESIGNATIONS/RETIREMENT/EMPLOYMENT – CERTIFICATED EMPLOYEES:

Page 1375
EXHIBIT 72

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: Jodee Brentlinger, Assistant Superintendent, Personnel

Motion by _____ Seconded by _____

ROLL CALL:

Student Advisor Larson Ishii _____

Trustee Addonizio _____

Trustee Alpay _____

Trustee Bryson _____

Trustee Hatton _____

Trustee Palazzo _____

Trustee Pritchard _____

Trustee Brick _____

NOTE: BY USING A ROLL CALL VOTE FOR THE CONSENT CALENDAR, IT WILL MEET THE NEED FOR ACTION ITEMS WHICH REQUIRE A SIMPLE MOTION OR ROLL CALL VOTE.

ADJOURNMENT

Motion by _____ Seconded by _____

THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES IS WEDNESDAY, JUNE 29, 2011, 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

ITEMS ON THE AGENDA. Any person may address the Board concerning any item on the agenda and may, at the discretion of the Board, be granted three (3) minutes to make a presentation to the Board at the time a specific item is under discussion. However, the time assigned for individual presentations could be fewer than three (3) minutes depending upon the total number of speakers who wish to address a specific agenda topic. Prior to the opening of the meeting, a Request to Address the Board card (located in the foyer) should be completed and submitted to the Secretary of the Board. The total time devoted to presentations to the Board shall not exceed twenty (20) minutes, unless additional time is granted by the Board. All presentations shall be heard by the Board prior to the formal discussion 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.

ORAL COMMUNICATIONS (Non-Agenda Items). Citizens may address the Board on any item not appearing on the agenda. Individual presentations are limited to three (3) minutes per individual, with twenty (20) minutes in total being devoted for this purpose, 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. However, at its discretion, the Board may refer items to the administration for follow-up or place topics on a future Board agenda.

PUBLIC HEARINGS. Anytime the Board schedules a separate public hearing on any 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 policy or recommended actions which are directed at the time of the hearing.

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.

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.