

Regular Meeting

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES

33122 Valle Road
San Juan Capistrano, CA 92675

November 9, 2010

7:00 p.m.

I. PRELIMINARY

Meeting was called to order by _____

Pledge of Allegiance to the Flag

Board consideration and adoption of the agenda.

Motion by _____ Seconded by _____

ROLL CALL:	Present	Absent
Anna Bryson, President	_____	_____
Ken Lopez-Maddox, Vice President	_____	_____
Jack Brick, Clerk	_____	_____
Ellen M. Addonizio, Member	_____	_____
Larry Christensen, Member	_____	_____
Sue Palazzo, Member	_____	_____
Mike Winsten, Member	_____	_____
Larson Ishii, Student Advisor	_____	_____

CLOSED SESSION COMMENTS

CLOSED SESSION
6:30 p.m.

REPORT ON CLOSED SESSION ACTION

SPECIAL RECOGNITIONS
Assistance League of Capistrano Valley
Student Body President's Report – Dana Hills High School

BOARD AND SUPERINTENDENT COMMENTS

ORAL COMMUNICATIONS (Non-Agenda Items)

Oral Communications will occur immediately following Board and Superintendent Comments. The total time for Oral Communications shall be twenty (20) minutes. Individual presentations are limited to a maximum of three (3) minutes per individual.

RECORDING OF SCHOOL BOARD MEETINGS

In accordance with Board Policy 9324, Board Minutes, all Regular School Board Meetings will be audio recorded.

II. 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.

III. 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 staff recommend approval of all Consent Calendar items.

GENERAL FUNCTIONS PAGE

1. SCHOOL BOARD MINUTES: Approval, minutes of the October 26, 2010, Special Board Meeting. 1
(Supporting Information)
Contact: Jane Boos, Manager, Board Office Operations

CURRICULUM & INSTRUCTION

2. SPECIAL EDUCATION – MASTER CONTRACT: Approval, Larry M. Simmons High School-Bodega, nonpublic school services in relation to residential treatment center, Family Life Center. 5
(Supporting Information)
Contact: Julie Hatchel, Assistant Superintendent, Education Services
3. SPECIAL EDUCATION – COMMUNITY ADVISORY COMMITTEE: Approval, members of the Special Education Local Plan Area (SELPA) Community Advisory Committee (CAC). 41
(Supporting Information)
Contact: Julie Hatchel, Assistant Superintendent, Education Services
4. EXPUNGING OF EXPULSION RECORD: Approval, expunging of expulsion record. 43
(Supporting Information)
Contact: Julie Hatchel, Assistant Superintendent, Education Services

BUSINESS & SUPPORT SERVICES

5. PURCHASE ORDERS/WARRANTS: Approval, purchase orders, warrants, and consultant agreements. 45
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
6. DONATIONS: Approval, donations of funds/equipment. 89
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
7. CONSULTING AGREEMENT: Approval, After School Education & Safety Program, Viejo Elementary School – YMCA of Orange Co. 93
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
8. CONSULTING AGREEMENT: Approval, Speech Language Pathology Services – Newport Language & Speech Centers, Inc. 105
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
9. CONSULTING AGREEMENT: Approval, General Legal Services – Luce, Forward, Hamilton & Scripps LLP. 117
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

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| 10. | CONSULTING AGREEMENT: Approval, Television Broadcasting and Consulting Services to Provide Discovery Streaming for 35 CUSD Schools – KOCE TV Foundation.
(Supporting Information)
<i>Contact: Ron Lebs, Deputy Superintendent, Business & Support Services</i> | 137 |
| 11. | CONSULTING AGREEMENT: Approval, Health Services for Science Camp, Ladera Ranch Elementary School – Leisure Care Nurses Registry.
(Supporting Information)
<i>Contact: Ron Lebs, Deputy Superintendent, Business & Support Services</i> | 145 |
| 12. | CONSULTING AGREEMENT: Approval, Physical Education and Sports Training at Oso Grande Elementary School – Creative Gymnastics.
(Supporting Information)
<i>Contact: Ron Lebs, Deputy Superintendent, Business & Support Services</i> | 155 |
| 13. | UTILIZATION OF GSA CONTRACT NO.GS-35F-0717R, PRE-OWNED AND REFURBISHED CISCO SYSTEMS NETWORKING EQUIPMENT: Approval, authorization to utilize Contract No. GS-35F-0717R, pre-owned and refurbished Cisco Systems Networking Equipment, U.S. General Services Administration (GSA) – Network Hardware Resale, Inc.
(Supporting Information)
<i>Contact: Ron Lebs, Deputy Superintendent, Business & Support Services</i> | 165 |
| 14. | UTILIZATION OF CONTRACT NO. 7-08-70-13, CISCO NETWORKING COMMUNICATIONS AND MAINTENANCE: Approval, authorization to utilize Contract No. 7-08-70-13, Cisco Networking Communications and Maintenance, Western States Contracting Alliance (WSCA) – various vendors.
(Supporting Information)
<i>Contact: Ron Lebs, Deputy Superintendent, Business & Support Services</i> | 167 |
| 15. | AWARD OF BID NO. 1011-07, CO-CURRICULAR BUS SERVICE: Approval, award of Bid No. 1011-07, Co-curricular Bus Service – various vendors.
(Supporting Information)
<i>Contact: Ron Lebs, Deputy Superintendent, Business & Support Services</i> | 171 |
| 16. | EXTENSION OF BID NO. 0809-4, CUSTODIAL SUPPLIES: Approval, extension of Bid No. 0809-04, Custodial Supplies, Paper Products, Liners, and Lamps – various vendors.
(Supporting Information)
<i>Contact: Ron Lebs, Deputy Superintendent, Business & Support Services</i> | 181 |
| 17. | OBSOLETE AND UNUSABLE MISCELLANEOUS MATERIALS: Approval, authorization to sell obsolete and unusable District materials.
(Supporting Information)
<i>Contact: Ron Lebs, Deputy Superintendent, Business & Support Services</i> | 197 |

PERSONNEL SERVICES

- | | | |
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| 18. | RESIGNATIONS/RETIREMENTS/EMPLOYMENT: Approval, classified personnel.
(Supporting Information)
<i>Contact: Jodee Brentlinger, Assistant Superintendent, Personnel</i> | 199 |
| 19. | RESIGNATIONS/RETIREMENTS/EMPLOYMENT: Approval, certificated personnel.
(Supporting Information)
<i>Contact: Jodee Brentlinger, Assistant Superintendent, Personnel</i> | 215 |

20. **WILLIAMS SETTLEMENT:** Approval, Williams Settlement Uniform Complaint quarterly report. 227
 (Supporting Information)
Contact: Jodee Brentlinger, Assistant Superintendent, Personnel

Motion by _____ Seconded by _____
 ROLL CALL:
 Student Advisor Larson Ishii _____
 Trustee Addonizio _____ Trustee Palazzo _____
 Trustee Brick _____ Trustee Lopez-Maddox _____
 Trustee Christensen _____ Trustee Winsten _____
 Trustee Bryson _____

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.

IV. DISCUSSION/ACTION

21. **ANNUAL PROGRESS REPORT:** Summary of the 2010 Annual Progress Report. INFORMATION/
 (Supporting Information) DISCUSSION
Contact: Julie Hatchel, Assistant Superintendent, Education Services Page 229

22. **DANA HILLS HIGH SCHOOL GYMNASIUM MODERNIZATION CHANGE ORDER :** Consideration and ratification, Dana Hills High School Gymnasium Modernization Bid No. 0809-13, Change Order No. 1. DISCUSSION/
 (Supporting Information) ACTION
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services Vote _____
 Page 241

Motion by _____ Seconded by _____

23. **ANNUAL ORGANIZATIONAL MEETING:** Consideration and approval, DISCUSSION/
 setting the date for the annual organizational meeting of the Board of Trustees. ACTION
 (Supporting Information) Vote _____
Contact: Joseph M. Farley, Superintendent Page 247

Motion by _____ Seconded by _____

24. **DIVISION OF STATE ARCHITECT:** Update of progress of the Division of State INFORMATION/
 Architect Construction and Project listing. DISCUSSION
 (Supporting Information) Page 251
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

V. ADJOURNMENT

THE NEXT REGULAR MEETING OF THE GOVERNING BOARD WILL BE HELD ON TUESDAY, DECEMBER 7, 2010, 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

VI. CLOSED SESSION

25. Closed Session (as authorized by law)

A. CONFERENCE WITH LEGAL COUNSEL–EXISTING LITIGATION

Superior Court of the State of California

County of Orange

Case No. 00300788

Whispering Hills LLC v. Capistrano Unified School District

(Pursuant to Government Code §54956.9{a})

B. STUDENT EXPULSIONS – Items B-1 through B-6

Deliberations of Findings of Fact and Recommendations

(Pursuant to Education Code §48918(c) and §35145)