

REVISED
5-17-13

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

BOARD OF TRUSTEES
Regular Meeting

May 22, 2013

Closed Session 6:00 p.m.

Open Session 7:00 p.m.

AGENDA

CLOSED SESSION AT 6:00 P.M.

1. CALL TO ORDER

2. CLOSED SESSION COMMENTS

3. CLOSED SESSION (as authorized by law)

A. STUDENT EXPULSIONS

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

EXHIBIT 3 A1-A5

B. PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT

- 1) High School Principal
 - 2) High School Assistant Principals
 - 3) Director I, Special Education Technology Support Programs
 - 4) Director I, Performing Arts Centers and Facilities
 - 5) Elementary School Principal
 - 6) Coordinator, Athletics and Extra-Curricular Programs
- (Pursuant to Government Code §54957)

EXHIBIT 3 B1-B6

C. CONFERENCE WITH LABOR NEGOTIATORS

Dr. Joseph M. Farley/Jodee Brentlinger/Clark Hampton/Jon Pearl
Employee Organizations:
1) Capistrano Unified Education Association (CUEA)
2) Capistrano School Employees Association (CSEA)
3) Teamsters
(Pursuant to Government Code §54957.6)

D. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

(Pursuant to Government Code §54957)

EXHIBIT 3 D

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.

PLEDGE OF ALLEGIANCE

ADOPTION OF THE AGENDA – ROLL CALL

REPORT ON CLOSED SESSION ACTION

SPECIAL RECOGNITIONS

VEX Robotics Challenge Competition Participating Schools

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.

DISCUSSION/ACTION ITEMS

1. 2012-2013 UPDATED FINANCIAL STATEMENTS – THIRD INTERIM REPORT:

In accordance with Education Code §42131(c), a school district, which is qualified or negative as of the Second Interim Report, shall submit financial statement projections of the district's fund and cash balances to the Orange County Department of Education, State Controller, and the Superintendent of Public Instruction. These financial statement projections and cash balances are typically referred to as the "Third Interim Report." The Third Interim Report covers the period of July 1, 2012, through April 30, 2013, and includes the following:

- Third Interim General Fund Financial Report 2012-2013
- Cash flow projections for fiscal year 2012-2013 and 2013-2014

The Third Interim Report is not required to be certified as positive, qualified, or negative, and is required only to be submitted to the Orange County Department of Education and the various state agencies for review and comment.

CUSD Strategic Plan Pillar 5: Effective Operations

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

Staff Recommendation

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

Following discussion, it is recommended the Board of Trustees acknowledge receipt of the financial documents related to the Third Interim Report, and authorize their filing with the Orange County Department of Education, the State Controller's Office, and the State Superintendent of Public Instruction.

Motion by _____

Seconded by _____

DISCUSSION/
ACTION
Page 1
EXHIBIT 1

2. PROPOSED REFINANCING OF COMMUNITY FACILITIES DISTRICT FUNDS:

INFORMATION/
DISCUSSION
Page 41
EXHIBIT 2

The Board of Trustees will receive an update on the District's monitoring of refinancing opportunities with respect to outstanding bonds of the District's eight Community Facilities Districts (CFDs) and a needed first bond issue for CFD No. 2005-1, "Whispering Hills." Specifically, there is potential savings for the District and taxpayers by refinancing bonds issued for CFD No. 90-2 Talega Improvement Area No. 2002-1 and CFD No. 92-1 Las Flores. CFD No. 88-1 may present an opportunity for savings by the time of bond sale, but does not at this time. Additionally, the trigger point for the first issuance of bonds for CFD No. 2005-1, "Whispering Hills" has been reached. The update will describe how the sale of bonds for these three (or four) CFDs can be accomplished, utilizing Government Finance Officers Association Recommended Best Practices as appropriate, to achieve transparency and the lowest costs, based on an analysis by the District's financial advisor, Government Financial Strategies, Incorporated.

CUSD Strategic Plan Pillar 5: Effective Operations

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

Staff Recommendation

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

3. RESOLUTION NO. 1213-46, DETERMINING THE CAPISTRANO BEACH YARD SITE IN DANA POINT IS NOT SURPLUS TO THE DISTRICT'S NEEDS AND RESCINDING THE PRIOR CONDITIONAL DETERMINATION:

DISCUSSION/
ACTION
Page 43
EXHIBIT 3

At the April 24, 2006, Board meeting, Trustees approved Resolution No. 0506-79 designating the Capistrano Beach bus yard in Dana Point as surplus property with the understanding that acceptance of any such offers will be subject to the identification and approval of an alternative bus yard site. Resolution No. 1213-46, Determining the Capistrano Beach Yard Site in Dana Point is Not Surplus to the District's Needs and Rescinding the Prior Conditional Determination, was prepared by District's legal counsel to rescind the Capistrano Beach yard site as surplus property. The Capistrano Beach Yard is currently being utilized by the District's Transportation Department as a hub for the southern half of the District, and serves as a fueling location for all District vehicles and equipment. In addition, it serves as a critical site for the District's Maintenance and Operations Department providing storage and parking for all grounds vehicles and equipment. It also is the storage site for District flooring supplies and furniture.

CUSD Strategic Plan Pillar 5: Effective Operations

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

Staff Recommendation

Following discussion, it is recommended the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve Resolution No. 1213-46, Determining the Capistrano Beach Yard Site in Dana Point is Not Surplus to the District's Needs and Rescinding the Prior Conditional Determination.

Motion by _____ Seconded by _____

ROLL CALL:

Student Advisor Madison Wolfert _____

Trustee Addonizio _____

Trustee Bryson _____

Trustee Hanacek _____

Trustee Hatton _____

Trustee Pritchard _____

Trustee Reardon _____

Trustee Alpay _____

4. **SADDLEBACK COLLEGE HIGH SCHOOL PARTNERSHIP PROGRAM:**
In cooperation with our local high schools, Saddleback College has initiated the development of the High School Partnership Program to better prepare students for the rigors of college coursework leading to success after high school. The High School Partnership Program provides recommended pathways for students and suggested roles for the college, high schools, students, and parents. Working collaboratively with the District's high schools, Saddleback College guarantees that students who follow the recommended pathways will be prepared for success whether they seek to enter college, the workforce, or the military. Saddleback College will present Trustees with an update of its existing partnership with the District and present goals for future work with the District.
CUSD Strategic Plan Pillar 1: Community Relations
CUSD Strategic Plan Pillar 3: Academic Achievement and Enrichment
Contact: Julie Hatchel, Assistant Superintendent, Education Services

INFORMATION/
DISCUSSION

Staff Recommendation

It is recommended the Board President recognize Julie Hatchel, Assistant Superintendent, Education Services, to present information on this item and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

5. **FIRST READING – NEW BOARD POLICY 3260, STUDENT FEES:**
As Education Code changes, it becomes necessary to update District policies. Board Policy 3260, Student Fees, is a new Board Policy created to meet new legal compliance requirements. There is no financial impact.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Julie Hatchel, Assistant Superintendent, Education Services

INFORMATION/
DISCUSSION
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EXHIBIT 5

Staff Recommendation

It is recommended the Board President recognize Julie Hatchel, Assistant Superintendent, Education Services, to present information on this item and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

6. **SECOND READING – REVISIONS TO BOARD BYLAW 9323, MEETING CONDUCT:**
A recent discussion on abstentions and the District bylaw that states “*in the event that one less than the necessary number of affirmative (i.e. “aye”) votes has been cast, then an “abstain” vote shall constitute concurrence*” prompted revisions to Board Bylaw 9323, *Meeting Conduct*. Legal counsel confirmed this is contrary to Education Code which indicates for a matter to pass on a seven-member board, four affirmative votes are required. Changes are underlined; deletions are struck through.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Joseph M. Farley, Superintendent

DISCUSSION/
ACTION
Page 53
EXHIBIT 6

Staff Recommendation

It is recommended that the Board President recognize Joseph M. Farley, Superintendent, to present the first reading of Board Bylaw 9323, *Meeting Conduct*.

Following discussion, it is recommended the Board of Trustees approve the revisions to Board Bylaw 9323, *Meeting Conduct*.

Motion by _____ Seconded by _____

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

7. SCHOOL BOARD MINUTES:

Approval of the minutes of the May 8, 2013, regular Board meeting.
Contact: Jane Boos, Manager, Board Office Operations

Page 59
EXHIBIT 7

CURRICULUM & INSTRUCTION

8. PETITION TO WAIVE CALIFORNIA HIGH SCHOOL EXIT EXAM:

Approval to waive California Education Code §60851(c) and Board Policy 6162.52 for one student who has completed all requirements for passing the California High School Exit Examination (CAHSEE) subtest in Mathematics and/or English/Language Arts, case number 1213-021. 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 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. There is no financial impact.
CUSD Strategic Plan Pillar 3: Academic Achievement and Enrichment
Contact: Julie Hatchel, Assistant Superintendent, Education Services

9. MASTER TEACHER PAYMENT:

Approval of payment to District master teachers who supported a student teacher during the 2013 spring semester. Student teachers from various universities are placed in the District throughout the school year. Current university agreements specify that institutions pay master teachers a nominal stipend for their supervision and support of student teachers. California State University, Fullerton, has agreed to reimburse the District for all costs associated with compensating master teachers. The compensation amounts vary due to statutory costs.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Julie Hatchel, Assistant Superintendent, Education Services

Page 67
EXHIBIT 9

10. CALIFORNIA INTERSCHOLASTIC FEDERATION REPRESENTATIVES:

Approval of the six comprehensive high school principals as league representatives to the California Interscholastic Federation (CIF) for 2013-2014. As a member of CIF, the District is required by Education Code §33353(a) to designate its representatives to CIF on a yearly basis. League representatives vote on issues that impact school athletic programs. There is no financial impact.
CUSD Strategic Pillar Plan 5: Effective Operations
Contact: Julie Hatchel, Assistant Superintendent, Education Services

Page 69
EXHIBIT 10

11. STUDENT TEACHING AGREEMENT – LUTHER COLLEGE:

Approval of student teaching agreement with Luther College. During the school year, master teachers are selected to work with student teachers to fulfill the requirements for student teaching at various institutes of higher education. Student teaching is the fieldwork experience necessary to earn a teaching credential.

CUSD Strategic Plan Pillar 1: Community Relations

Contact: Julie Hatchel, Assistant Superintendent, Education Services

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EXHIBIT 11

12. INTERAGENCY AGREEMENT WITH ORANGE COUNTY HEAD START, INCORPORATED AND THE DISTRICT'S SPECIAL EDUCATION LOCAL PLAN AREA:

Approval of the Interagency Agreement with Orange County Head Start, Incorporated. The agreement meets the requirements of Education Code §56195.7(d) to develop written agreements for “coordinating services with other local public agencies that are funded to serve individuals with exceptional needs.” The agreement spells out processes by which the District may collaborate with Head Start as a no-cost, public option for inclusion opportunities, access to general curriculum, and typical preschool experiences. The previous agreement was developed prior to the current Individuals with Disabilities Education Act reauthorization. This agreement aligns to current state and federal laws and regulations. Families of children with Individualized Education Programs will benefit from the additional health, social services, nutrition, and mental health services provided as part of the Head Start program and which complement special education services provided by the District. There is no financial impact.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Sara Jocham, Assistant Superintendent, SELPA and Special Education Operations

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EXHIBIT 12

BUSINESS & SUPPORT SERVICES

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

Approval of purchase orders (Attachment 1) and commercial warrants (Attachment 2). The expenditures related to the listed purchase orders and commercial warrants included in this item were previously authorized as part of the District's budget approval process. The purchase orders total \$1,701,842.72; the commercial warrants total \$1,526,082.57. Attachment 3 is a list of previously Board-approved bids and contracts to assist in the review of the purchase order and commercial warrant listings. Attachment 4 is a list of previously Board-approved by vendor warrants exceeding \$250,000.

CUSD Strategic Plan Pillar 5: Effective Operations

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

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EXHIBIT 13

14. DONATION OF FUNDS AND EQUIPMENT:

A number of gifts have been donated to the District, including \$110,017.53 in cash. These funds will be deposited in the appropriate school accounts. Items other than cash have no financial impact on the budget. The District does not guarantee maintenance of items or the expenditure of any District funds for continued use.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

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

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EXHIBIT 14

15. INDEPENDENT CONTRACTOR, MASTER CONTRACT, AND PROFESSIONAL SERVICES AGREEMENTS:

Page 123
EXHIBIT 15

Approval and ratification of District standardized Independent Contractor, Professional Services, Master Contract Agreements and Amendments. Due to state budget cuts to schools over the last several years, staff requests contractors to reduce their fees for services by ten percent. The expenditures related to the listed agreements were previously authorized as part of the District's budget approval process. The exhibit shows thirteen new agreements totaling \$1,764,675, seventeen extensions to existing agreements totaling \$445,000, three amendments to existing agreements totaling \$200, one extension/amendment agreement totaling \$45,000, and one ratification of an agreement totaling \$500. Due to the size of the contract documents, the General Conditions for each type of agreement are posted online on the District's Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 2: Safe & Healthy School

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

CUSD Strategic Plan Pillar 5: Effective Operations

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

16. SPECIAL EDUCATION INFORMAL DISPUTE RESOLUTION AGREEMENTS:

Approval of the ratification of special education Informal Dispute Resolution Agreement Case #034213 and Case #045113. Due to the confidential nature of the agreements, supporting information is provided to Trustees under separate cover.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Sara Jocham, Assistant Superintendent, SELPA and Special Education Operations

17. MODIFICATION TO SPECIAL EDUCATION SETTLEMENT AGREEMENT:

Approval of the modification to special education Settlement Agreement #2010070318. Due to the confidential nature of the agreement, supporting information is provided to Trustees under separate cover.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Sara Jocham, Assistant Superintendent, SELPA and Special Education Operations

18. RESOLUTION NO. 1213-45 – TEMPORARY TRANSFER AGREEMENT:

Page 365
EXHIBIT 18

Approval of Resolution No. 1213-45 authorizes the District to participate in a Temporary Transfer Agreement for the 2013-2014 fiscal year. The County Board of Supervisors has authorized the County Treasurer to offer short-term loans to school districts to help bridge cash flow difficulties. The loans will be repaid to the County Treasurer when school districts receive property taxes in December. By applying for these funds, the District will have sufficient cash until December property tax revenue is received.

CUSD Strategic Plan Pillar 5: Effective Operations

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

19. RATIFICATION OF CHANGE ORDER NO. 19 – BID NO. 1011-11, CAPISTRANO VALLEY HIGH SCHOOL PERFORMING ARTS CENTER:

Page 377
EXHIBIT 19

Ratification of Change Order No. 19 related to the construction of the Capistrano Valley High School Performing Arts Center. In a previous action, the Board of Trustees delegated to the Superintendent the authority to approve work orders changing the cost of construction contracts, provided the cost does not exceed \$25,000 per individual work order. This change order aggregates various work orders that may consist of additions, deletions, or other revisions that are now being presented to the Board of Trustees for ratification. All such changes in the work are performed under applicable conditions of the change in contract documents. The original contract sum was \$11,975,007. The new contract sum including Change Order No. 19 is \$12,932,580.

CUSD Strategic Plan Pillar 5: Effective Operations

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

20. **INTRANET NETWORK SUPPORT SERVICES AGREEMENT – ORANGE COUNTY SUPERINTENDENT OF SCHOOLS:** Page 435
EXHIBIT 20
Approval of the Intranet Network Support Services Agreement with the Orange County Superintendent of Schools to provide intranet data connectivity services and support to the District. The term of the agreement is from July 1, 2013, through June 30, 2016. Annual expenditures under this agreement are limited to \$750, paid from the general fund.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
21. **AWARD BID NO. 1314-03, ASPHALT PAVING, SEALCOATING, AND REPAIR, BEN'S ASPHALT INCORPORATED:** Page 443
EXHIBIT 21
Approval of Award of Bid No. 1314-03 for asphalt paving, sealcoating, and repair to Ben's Asphalt Incorporated. On March 27, 2013, the Board of Trustees authorized staff to advertise for bids. Documents were distributed to 14 contractors; three bids were received and opened on April 24, 2013. Low bid is determined by select line items representing the most common District projects at a weighted percentage. Ben's Asphalt Incorporated is the lowest responsive, responsible bidder. The initial contract term is July 1, 2013, through June 30, 2014, and may be extended by mutual agreement, and upon Board approval, for a renewal term not to exceed two additional one-year periods. Annual expenditures under this contract are limited to \$250,000, funded by deferred maintenance funds, routine restricted maintenance funds, modernization funds, and site funds.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
22. **EXTENSION OF SCHOOL BUS SERVICE AGREEMENT – ANNELIESE'S SCHOOLS, INCORPORATED:** Page 463
EXHIBIT 22
Approval of the Extension of School Bus Service Agreement No. 1213100 to provide school bus inspections, servicing, maintenance, repair, and school bus driver training services for buses owned by Anneliese's Schools, Incorporated. The pricing structure remains the same as negotiated last year. This agreement provides a positive revenue stream into the District's general fund to offset the unrestricted general fund's contribution to the Transportation Department's expenses.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
23. **EXTENSION AGREEMENT FOR BID NO. 1112-06, SERVICE TO COLLECT, RECYCLE, AND DISPOSE OF SOLID WASTE DISTRICTWIDE – CR&R INCORPORATED:** Page 473
EXHIBIT 23
Approval of the Extension of the Agreement Bid No. 1112-06 with CR&R, Incorporated to provide service to collect, recycle, and dispose of solid waste for all sites within the District. CR&R has requested a 2.16 percent increase to the current contract pricing for the renewal period of July 1, 2013, through June 30, 2014. This increase is the same Consumer Price Index increase that was implemented by OC Waste and Recycling throughout the Orange County landfill system due to increases in labor, and higher fuel and disposal costs. Annual expenditures under this contract are limited to \$200,000, funded by the general fund.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

24. **EXTENSION OF CONSULTANT AGREEMENT FOR REQUEST FOR QUALIFICATIONS NO. 10-0809, GENERAL LEGAL SERVICES – HARBOTTLE LAW GROUP:** Page 487
EXHIBIT 24
 Approval of the Extension of Consultant Agreement No. C0910101 with Harbottle Law Group to provide general legal services as requested by the District. The vendor has agreed to maintain the same pricing for fiscal year 2013-2014 as previously negotiated. Annual expenditures under this contract are limited to \$150,000, funded by special education.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
25. **EXTENSION OF CONSULTANT AGREEMENT FOR GENERAL LEGAL SERVICES – ATKINSON, ANDELSON, LOYA, RUUD & ROMO:** Page 513
EXHIBIT 25
 Approval of the Extension of Consultant Agreement No. C1011052 with Atkinson, Andelson, Loya, Ruud & Romo to provide general legal services as requested by the District. The vendor has agreed to maintain the same pricing for fiscal year 2013-2014 as previously negotiated. Annual expenditures under this contract are limited to \$150,000, funded by the general fund.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
26. **EXTENSION OF CONSULTANT AGREEMENT FOR GENERAL LEGAL SERVICES – STUTZ, ARTIANO, SHINOFF & HOLTZ, APC:** Page 535
EXHIBIT 26
 Approval of the Extension of Consultant Agreement No. C1011064 with Stutz, Artiano, Shinoff & Holtz, APC, to provide general legal services as requested by the District. The vendor has agreed to maintain the same pricing for fiscal year 2013-2014 as previously negotiated. Annual expenditures under this contract are limited to \$250,000, funded by the general fund.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
27. **EXTENSION OF INDEPENDENT CONTRACTOR AGREEMENT FOR CALIFORNIA ENVIRONMENTAL QUALITY ACT COMPLIANCE SERVICES – THE PLANNING CENTER:** Page 555
EXHIBIT 27
 Approval of the Extension of Independent Contractor Agreement No. I1011014 with The Planning Center to provide on call California Environmental Quality Act compliance services as requested by the District. The vendor has agreed to maintain the same pricing for fiscal year 2013-2014 as previously negotiated. 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. Annual expenditures under this contract are limited to \$50,000.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
28. **EXTENSION OF INDEPENDENT CONTRACTOR AGREEMENT FOR GEOTECHNICAL SERVICES – NMG GEOTECHNICAL, INCORPORATED:** Page 571
EXHIBIT 28
 Approval of the Extension of Independent Contractor Agreement No. I1011016 with NMG Geotechnical, Incorporated to provide geotechnical services, as requested by the District. The vendor has offered a ten percent cost reduction for all services rendered for fiscal year 2013-2014. 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. Annual expenditures under this contract are limited to \$150,000.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

29. **EXTENSION AGREEMENT FOR BID NO. 1112-04, OUTSOURCE TRANSPORTATION SERVICE – AMERICAN LOGISTICS COMPANY, LLC:** Page 589
EXHIBIT 29
Approval of the Extension of Agreement with American Logistics Company, LLC to provide transportation of special education students as determined by a student’s Individualized Education Program. This vendor is utilized when the District’s Transportation Department does not have a bus available to transport a specific student to the needed location. The vendor has agreed to maintain the same pricing for the contract renewal term of July 1, 2013, through June 30, 2014. Annual expenditures under this contract are limited to \$150,000, funded by special education.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
30. **EXTENSION OF SOFTWARE LICENSE AND SUPPORT AGREEMENT FOR REQUEST FOR QUALIFICATIONS NO. 7-1011, STUDENT ASSESSMENT AND DATA ANALYSIS SYSTEM – ILLUMINATE EDUCATION, INCORPORATED:** Page 611
EXHIBIT 30
Approval of the Extension of Software License and Support Agreement with Illuminate Education, Incorporated to provide a software system and support for data and assessment management. The vendor has agreed to maintain the same pricing structure negotiated through the RFQ process. Annual expenditures under this contract are limited to \$204,000, funded by Microsoft Voucher Funds.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
31. **EXTENSION AGREEMENT FOR BID NO. 1213-01, PLUMBING SERVICE – PACIFIC PLUMBING COMPANY OF SANTA ANA:** Page 623
EXHIBIT 31
Approval of the Extension of Agreement Bid. No. 1213-01 with Pacific Plumbing Company of Santa Ana to provide emergency and plumbing services for all sites within the District. The vendor agreed to reduce labor rates by two percent for the renewal period of July 1, 2013, through June 30, 2014. Annual expenditures under this contract are limited to \$300,000, funded by deferred maintenance and routine restricted maintenance accounts.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
32. **EXTENSION AGREEMENT FOR BID NO. 1213-02, WEED ABATEMENT – E. STEWART AND ASSOCIATES, INCORPORATED:** Page 637
EXHIBIT 32
Approval of the Extension of Agreement for Bid No. 1213-02 with E. Stewart and Associates, Incorporated to provide weed abatement services for all sites within the District. The vendor agreed to reduce pricing by ten percent for the renewal period of July 1, 2013, through June 30, 2014. Annual expenditures under this contract are limited to \$150,000, funded by deferred maintenance and routine restricted maintenance accounts.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
33. **EXTENSION AGREEMENT FOR BID NO. 1112-05, ELECTRICAL SUPPLIES AND MATERIALS – CONSOLIDATED ELECTRICAL DISTRIBUTORS, INCORPORATED:** Page 655
EXHIBIT 33
Approval of the Extension of Agreement for Bid. No. 1112-05 with Consolidated Electrical Distributors, Incorporated to provide electrical supplies and materials for all sites within the District. The vendor agreed to maintain the same pricing structure negotiated last year for the renewal period of July 1, 2013, through June 30, 2014. Annual expenditures under this contract are limited to \$100,000, funded by deferred maintenance and routine restricted maintenance accounts.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

34. EXTENSION OF INDEPENDENT CONTRACTOR AGREEMENT FOR THE COLLECTION, DATA DESTRUCTION AND RECYCLING OF ELECTRONIC MATERIALS - ALL GREEN ELECTRONICS RECYCLING, LLC:

Page 669
EXHIBIT 34

Approval of the Extension of Independent Contractor Agreement No. I1112002 with All Green Electronics Recycling for collection, data destruction, and recycling of materials and electronics equipment, as requested by the District. The vendor has agreed to maintain the same pricing structure negotiated last year. This contract generates approximately \$8,000 in income annually, deposited into the technology replacement account.

CUSD Strategic Plan Pillar 5: Effective Operations

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

PERSONNEL SERVICES

35. RESIGNATIONS/RETIREMENTS/EMPLOYMENT – CLASSIFIED EMPLOYEES:

Page 695
EXHIBIT 35

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.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

36. RESIGNATIONS/RETIREMENTS/EMPLOYMENT – CERTIFICATED EMPLOYEES:

Page 699
EXHIBIT 36

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.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Motion by _____ Seconded by _____

ROLL CALL:

Student Advisor Madison Wolfert _____

Trustee Addonizio _____

Trustee Bryson _____

Trustee Hanacek _____

Trustee Hatton _____

Trustee Pritchard _____

Trustee Reardon _____

Trustee Alpay _____

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 12, 2013, 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.