

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES – REGULAR MEETING
JANUARY 8, 2014
EDUCATION CENTER – BOARD ROOM

President Alpay called the meeting to order at 7:02 p.m.

The Pledge of Allegiance was led by San Juan Hills High School ASB President Milo Simpson.

Present: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon
A CD of the Board meeting discussion related to each of the items on the public agenda is on file in the Superintendent's office as a matter of the permanent record. An audio recording of the meeting is available on the District website: www.capousd.org

Permanent Record

President Alpay announced there was no Closed Session tonight. Consent item 18 had been previously pulled and Consent Item 9 was pulled by staff and will be brought back to a future meeting.

President Announcement

It was moved by Trustee Addonizio, seconded by Trustee Bryson, and motion carried by a 7-0 vote to adopt the Board agenda.

Adoption of the Board Agenda

ROLL CALL: AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon
NOES: None
ABSENT: Student Advisor Leilah Rodriguez
ABSTAIN: None

Student Advisor Leilah Rodriguez arrived after the adoption of the Board agenda at 7:13 p.m.

Las Palmas Elementary School second grade student, Emilio Cisneros, was recognized for his efforts to save his great grandmother's life when she suffered a heart attack at home.

Special Recognitions

Student Body President Milo Simpson from San Juan Hills High School presented a report on activities taking place at the high school.

Student Body Report

There were no comments.

Board and Superintendent Comments

As specified in Board Bylaw 9323 for Oral Communications, each speaker was allowed three (3) minutes to speak.

Oral Communications

The following speakers addressed the Board:

- *Debbie Flowers spoke in support of Talega residents being able to send their students to San Juan Hills High School.*
- *Mark Veale requested that Trustees ask staff to provide a breakdown of the spending by site and by year for Talega CFDs 92-1 and 90-2 Improvement Area 2002-1, and that the information be made available to the public.*
- *Laura Ferguson spoke in support of returning tax savings to Talega residents.*

President Alpay announced that in the past he has recused himself from discussion of any Board items or presentations concerning Talega CFD No. 90-2 because he has pro-

property interest in Talega. He asked that any future speakers identify, in advance, if they will be speaking on Talega CFD No. 92 so he can recuse himself to prevent any conflict of interest.

DISCUSSION/ACTION

Deputy Superintendent Clark Hampton stated, at the December 11, 2013, Board meeting, Trustees requested this agenda item be continued to the January meeting. Mr. Hampton explained that agenda items one and two are the same, except in item one the Board is acting on behalf of the District, and in item two the Board is acting as the legislative body on behalf of the District for CFD No. 87-1. The Agreement is intended to memorialize the intentions of the Board, acting on behalf of the District, to exercise the optional redemption of outstanding bonds of CFD No. 87-1 pursuant to the terms of issuance and conclude the levy, collection, and pursuit of delinquent special taxes, subject to the successful retirement of the outstanding bonds.

**CFD No. 87-1
Agenda Item 1**

The following speakers addressed the Board:

- *Sharon Campbell thanked Trustees for bringing this item back for reconsideration and urged support.*
- *Wayne Tate waived his right to speak.*

Trustee Hatton read a statement supporting the early termination of CFD No. 87-1. Mr. Hampton introduced Attorney Alex Bowie from Bowie, Arneson, Wiles & Giannone to answer Trustee questions.

Following discussion, it was moved by Trustee Addonizio, seconded by Trustee Bryson, and motion carried by a 7-0 vote to adopt Resolution No. 1314-29, Resolution of the Board of Trustees of the Capistrano Unified School District Approving the Agreement Between Capistrano Unified School District and Community Facilities District No. 87-1 of the Capistrano Unified School District Regarding School Facilities, Retirement of Bonds and Cessation of Special Taxes, Making Certain Determinations and Taking Related Actions.

ROLL CALL: AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,
Pritchard, Reardon, and Student Advisor Leilah Rodriguez
NOES: None
ABSENT: None
ABSTAIN: None

It was moved by Trustee Pritchard, seconded by Trustee Bryson, and motion carried by a 7-0 vote to adopt Resolution No. 1314-30, Resolution of the Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 87-1 of the Capistrano Unified School District, Approving the Agreement Between Capistrano Unified School District and Community Facilities District No. 87-1 of the Capistrano Unified School District regarding School Facilities, Retirement of Bonds and Cessation of Special Taxes, Making Certain Determinations and Taking Related Actions.

**CFD No. 87-1
Agenda Item 2**

ROLL CALL: AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,
Pritchard, Reardon, and Student Advisor Leilah Rodriguez
NOES: None
ABSENT: None
ABSTAIN: None

**Naming New RMV
School
Agenda Item 3**

Superintendent Joseph Farley stated Rancho Mission Viejo is planning a multi-phased construction project in the District requiring the construction of one K-8 school in the near future and additional schools later. Initial plans are progressing for the K-8 campus, so it is appropriate to begin the school name selection process. The name Richard J. O'Neill K-8 School was previously proposed by Trustee Reardon; however, Ranch officials have shared they would prefer to reserve the O'Neill name for environmental projects.

The following school names were proposed:

Trustee Bryson suggested the name Gabrieleño K-8 School, stating the Gabrieleños were the first native people on the site's location.

Trustee Hanacek suggested the names Gavilan K-8 School or Sycamore K-8 School. Gavilan is the Spanish name for sparrow hawk and is the name of one of the gated neighborhoods in Rancho Mission Viejo.

Trustee Pritchard suggested the name Marguerite "Daisy" O'Neill K-8 School, stating that Marguerite was a true native daughter of the golden west and matriarch of the O'Neill family.

Trustee Bryson requested staff compile a list of proposed school names, along with historical background for each name, to be shared with Trustees. Trustee Reardon requested the list of proposed school names and historical information be shared with the public and asked that public input regarding proposed school names be collected.

It was moved by Trustee Reardon, seconded by Trustee Addonizio, and motion carried by a 7-0 vote to continue this item to March 26, 2014.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, Reardon, and Student Advisor Leilah Rodriguez

NOES: None

Deputy Superintendent Clark Hampton stated the purpose of Resolution No. 1314-31 is to express the District's support for the recommendation of the City of San Juan Capistrano's Planning Commission that the Final Environmental Impact Report, General Plan Amendment, Rezone Amendment, and Architectural Control, and Grading Plan Modification for the Rancho San Juan Hills Apartment Project be denied by the City Council. On September 10, 2013, the Planning Commission recommended the denial of the Project, due to identified unmitigated traffic impacts. The District had commented and appeared with respect to the Project raising similar issues, due to the impacts of those unmitigated traffic impacts on San Juan Hills High School. This Resolution will urge the City Council to deny the Project on the same grounds recommended by the Planning Commission. Mr. Hampton stated legal counsel is available to answer any questions regarding the content of the Resolution.

**Resolution to
Support SJC
Planning
Commission's
Recommendation
to Deny Rancho
San Juan
Apartment Project
Agenda Item 4**

The following speakers addressed the Board:

- *Mike Johnson, Reverend Todd Rodarmel, and Mark Nielsen spoke in support of the District's Resolution against the Rancho San Juan Hills Apartment Project.*
- *Interim Development Services Director Nelson Miller from the City of San Juan Capistrano provided information in response to District concerns listed in the District's revised Resolution.*
- *Contract City Engineer/Traffic Engineer George Alvarez from the City of San Juan Capistrano provided additional information in response to District concerns regarding this development.*
- *Phillip Schwartze spoke in support of the Rancho San Juan Hills Apartment Project.*

Following discussion, it was moved by Trustee Reardon, seconded by Trustee Addonizio, and motion carried by a 7-0 vote to adopt the three-page Resolution No. 1314-31, Resolution of the Board of Trustees of the Capistrano Unified School District Requesting that the City Council for the City of San Juan Capistrano Deny the Project Referred to as the Rancho San Juan Apartments Based on the Unmitigated Impacts Identified Within the City's Environmental Impact Report, and Other Adverse Impacts, that was stamped *Revised 1-7-14*.

ROLL CALL: AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, Reardon, and Student Advisor Leilah Rodriguez
NOES: None
ABSENT: None
ABSTAIN: None

Assistant Superintendent Jodee Brentlinger explained the current collective bargaining agreement between the District and Teamsters Local 952 expires on June 30, 2014. On December 17, 2013, Teamsters presented the District with the association's reopener proposal. Mrs. Brentlinger stated the District anticipates presenting its reopener proposal at the February 12, 2014, Board meeting.

**Teamsters
Contract Reopener
Proposal
Agenda Item 5**

It was moved by Trustee Bryson, seconded by Trustee Hatton, and motion carried by a 7-0 vote to accept receipt of the Teamsters contract reopener proposal.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, Reardon, and Student Advisor Leilah Rodriguez
NOES: None

President Alpay asked Trustees for items they wished to pull from the Consent Calendar. Agenda items 7, 10, and 11 were pulled.

**Items Pulled from
the Consent
Calendar**

CONSENT CALENDAR

It was moved by Trustee Bryson, seconded by Trustee Addonizio, and motion carried by a 7-0 vote to approve the following Consent Calendar items:

Minutes of the December 11, 2013, regular Board meeting.

**Minutes
Agenda Item 6**

Petition to waive California Education Code §60851(a) and Board Policy 6162.52 – California High School Exit Examination: Case #1314-008.

**CAHSEE Waiver
Agenda Item 8**

Item was pulled prior to the adoption of the agenda.

**LEA Plan
~~Agenda Item 9~~**

Purchase orders, warrants, and previously Board-approved bids and contracts as listed.

**Purchase
Orders/Warrants
Agenda Item 12**

Donations of funds and equipment.

**Donations
Agenda Item 13**

District standardized Independent Contractor, Professional Services, Master Contract, and Field Service Agreements.

**Professional
Services
Agreements
Agenda Item 14**

Ratification of special education Informal Dispute Resolution Agreement Case #080813, Case #081213, Case #091613, Case #101813, and Case #112113.	Informal Dispute Resolution Agreement Agenda Item 15
Ratification of special education Settlement Agreement Case #2013071047.	Special Education Settlement Agreement Agenda Item 16
Award of Bid No. 1314-18, Electrical Service to Gilbert & Stearns, Incorporated.	Bid Award Electrical Service Agenda Item 17
Item was pulled from the agenda on 1/7/14.	Pearson VUE Agenda Item 18
Amendment to Agreement Bid No. 1112-04 for transportation services with American Logistics Company, LLC increasing the not-to-exceed amount to \$210,000 for additional services, as requested by the District.	American Logistics Co. Amendment Agreement Agenda Item 19
Amendment to the Agreement Architectural Services with WLC Architects for the construction of the lunch pavilions at Capistrano Valley High School.	WLC Amendment Agreement Agenda Item 20
Advertise for Bid No. 1314-17 to provide milk and dairy products as requested by the District.	Advertise for Bid Agenda Item 21
Advertise Bid No. 1314-19 to provide roof repairs and maintenance as requested by the District.	Advertise for Bid Agenda Item 22
Advertise Bid No. 1314-20 to provide fence repairs and maintenance as requested by the District.	Advertise for Bid Agenda Item 23
Advertise Bid No. 1314-21 to provide painting services as requested by the District.	Advertise for Bid Agenda Item 24
Resignations, retirements, and employment of classified personnel.	Resignations/ Retirements/ Employment (Classified Personnel) Agenda Item 25
Resignations, retirements, and employment of certificated personnel.	Resignations/ Retirements/ Employment (Certificated Personnel) Agenda Item 26
ROLL CALL: AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, Reardon, and Student Advisor Leilah Rodriguez	
NOES: None	
ABSENT: None	
ABSTAIN: None	

Trustee Alpay voiced support of this item and stated he pulled this item to give Trustee Bryson the opportunity to state, for the record, if she was ill on December 11, 2013. Trustee Bryson stated she was ill.

**Trustee Absence
Due to Illness
Agenda Item 7**

It was moved by Trustee Alpay, seconded by Trustee Reardon, and motion carried by a 7-0 vote to pay Trustee Bryson for the December 11, 2013, Board meeting she missed due to illness.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, Reardon, and Student Advisor Leilah Rodriguez

NOES: None

Trustee Reardon pulled this item to ask questions of Assistant Superintendent Julie Hatchel regarding the District's relationship with this program. He also requested that Trustees receive more information regarding the District English Learner Advisory Committee (DELAC) and that DELAC meeting dates be added to the Trustees' calendar. Trustee Addonizio requested that a DELAC representative make a report/presentation to the Board at a future Board meeting and asked if their minutes could be shared with Trustees.

**Padres Promotores
MOU
Agenda Item 10**

Following discussion, it was moved by Trustee Reardon, seconded by Trustee Bryson, and motion carried by a 7-0 vote to approve the Padres Promotores Memorandum of Understanding.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, Reardon, and Student Advisor Leilah Rodriguez

NOES: None

Trustee Alpay requested that Section 7.5 be removed on page 4 of 6 of this item. It was moved by Trustee Alpay, seconded by Trustee Addonizio, and motion carried by a 7-0 vote to continue this item to a February Board meeting.

**Student Teaching
Agreement
Agenda Item 11**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, Reardon, and Student Advisor Leilah Rodriguez

NOES: None

It was moved by Trustee Bryson, seconded by Trustee Addonizio, and motion carried by a 7-0 vote to adjourn the meeting.

Adjournment

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, Reardon, and Student Advisor Leilah Rodriguez

NOES: None

President Alpay announced the meeting adjourned at 8:27 p.m.

Board Clerk

Secretary, Board of Trustees