

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

BOARD OF TRUSTEES
Regular Meeting

Teleconferencing of Meeting
From
33122 Valle Road
San Juan Capistrano, CA 92675
To
148 Waner Way
Felton, CA 95018

August 27, 2014

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. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** **EXHIBIT 3A**
Sara Young/Attorney Amy Levine
Number of Cases – One
Ninth Circuit Case Number 12-57315
(Pursuant to Government Code §54956)
 - B. PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT** **EXHIBIT 3B**
Director III, Intervention Systems
(Pursuant to Government Code §54957)

PUBLIC HEARINGS:

- Agenda Item #1 Instructional Materials Recommended for Adoption: High School Career Technical Education – Culinary Arts**
- Agenda Item #3 Instructional Materials Recommended for Adoption: High School English Language Arts – Language and Composition AP, Literature and Composition AP, and Expository Reading and Writing**
- Agenda Item #5 Instructional Materials Recommended for Adoption: Middle School Language Arts– English and Spanish Two-Way Immersion**
- Agenda Item #7 Instructional Materials Recommended for Adoption: Middle School and High School – English Language Development**
- Agenda Item #9 Instructional Materials Recommended for Adoption: K-12 Special Education – Daily Living Skills**
- Agenda Item #11 Instructional Materials Recommended for Adoption: High School World Language – Chinese IV, V, AP, grade 12 and High School German IV, V, AP, grades 11 and 12**

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

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.

PUBLIC HEARINGS

1. **INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL CAREER TECHNICAL EDUCATION – CULINARY ARTS:** INFORMATION/
DISCUSSION

The Board will conduct a public hearing on instructional materials recommended for adoption: high school career technical education – Culinary Arts.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

2. **INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL CAREER TECHNICAL EDUCATION – CULINARY ARTS:** DISCUSSION/
ACTION

Aliso Niguel, Dana Hills, San Clemente, and Junipero Serra high schools are requesting the adoption of *Foundations of Restaurant Management and Culinary Arts, Level One* © 2011 National Restaurant Association/Pearson-Prentice Hall, for high school career technical education – Culinary Arts. This title was approved by the Instructional Materials Review Committee. It would be adopted for a seven-year period. Purchase of this title would be funded through the Carl Perkins/VEA (Vocational Education Act). The estimated cost is \$11,600.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President recognize Michelle Le Patner, Assistant Superintendent, Education Services, Secondary, to present this item.

Following discussion, it is recommended the Board of Trustees approve the adoption of *Foundations of Restaurant Management and Culinary Arts, Level One* © 2011 National Restaurant Association/Pearson-Prentice Hall, for high school career technical education – Culinary Arts.

Motion by _____ Seconded by _____

3. **INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL ENGLISH LANGUAGE ARTS – LANGUAGE AND COMPOSITION AP (GRADE 11), LITERATURE AND COMPOSITION AP (GRADE 12), AND EXPOSITORY READING AND WRITING (GRADE 12):**

INFORMATION/
DISCUSSION

The Board will conduct a public hearing on instructional materials recommended for adoption: high school English Language Arts – language and composition AP, literature and composition AP, and expository reading and writing.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

4. **INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL ENGLISH LANGUAGE ARTS – LANGUAGE AND COMPOSITION AP, GRADE 11, LITERATURE AND COMPOSITION AP, GRADE 12, AND EXPOSITORY READING AND WRITING, GRADE 12:**

DISCUSSION/
ACTION

Teacher committees have requested the adoption of the following supplemental titles for high school English Language Arts: *AP English: Preparing for the Language and Composition Exam* © 2001, 2006, D & S Marketing – for Language and Composition AP, grade 11; *Fast Food Nation* by Eric Schlosser © 2001, Houghton Mifflin – for Language and Composition AP, grade 11; *The Things They Carried* by Tim O’Brien © 2009, Houghton Mifflin – for Language and Composition AP, grade 11; *They Say, I Say* by Gerald Graff and Cindy Birkenstein © 2014, W. W. Norton – for Expository Reading and Writing, grade 12; *AP English: Preparing for the Literature and Composition Exam* © 2001, D & S Marketing – for Literature and Composition AP, grade 12. These titles were approved by the Instructional Materials Review Committee. They would be adopted for a seven-year period. Purchase of these materials would be paid with site funds.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President recognize Michelle Le Patner, Assistant Superintendent, Education Services, Secondary, to present this item.

Following discussion, it is recommended the Board of Trustees approve the adoption of the following supplemental titles for high school English Language Arts: *AP English: Preparing for the Language and Composition Exam* © 2001, 2006, D & S Marketing – for Language and Composition AP, grade 11; *Fast Food Nation* by Eric Schlosser © 2001, Houghton Mifflin – for Language and Composition AP, grade 11; *The Things They Carried* by Tim O’Brien © 2009, Houghton Mifflin – for Language and Composition AP, grade 11; *They Say, I Say* by Gerald Graff and Cindy Birkenstein © 2014, W. W. Norton – for Expository Reading and Writing, grade 12; *AP English: Preparing for the Literature and Composition Exam* © 2001, D & S Marketing – for Literature and Composition AP, grade 12.

Motion by _____

Seconded by _____

5. **INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: MIDDLE SCHOOL LANGUAGE ARTS – ENGLISH, GRADES 6, 7, AND 8 AND SPANISH TWO-WAY IMMERSION, GRADES 7 AND 8:** INFORMATION/
DISCUSSION

The Board will conduct a public hearing on instructional materials recommended for adoption: middle school Language Arts – English, grades 6, 7, and 8 and Spanish Two-Way Immersion, grades 7 and 8.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

6. **INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: MIDDLE SCHOOL LANGUAGE ARTS – ENGLISH, GRADES 6, 7, AND 8 AND SPANISH TWO-WAY IMMERSION, GRADES 7 AND 8:** DISCUSSION/
ACTION

Teacher committees have requested the adoption of the following supplemental titles for middle school Language Arts: *Love That Dog* by Sharon Creech © 2001, Scholastic – English, grade 6; *Out of My Mind* by Sharon Draper © 2010, Simon & Schuster – English, grade 6; *Wonder* by R. J. Palacio © 2012, Knopf – English, grade 6; *Gathering Blue* by Lois Lowry © 2000, Random House – English, grades 6 and 7; *Flipped* by Wendelin Van Draanen © 2001, Knopf – English, grades 7 and 8; *Freak the Mighty* by Rodman Philbrick © 1993, Scholastic – English, grades 7 and 8; *Martian Chronicles* by Ray Bradbury © 1979, Bantam – English, grades 7 and 8; *Let the Circle Be Unbroken* by Mildred Taylor © 1981, Puffin – English, grade 8; *The Outsiders* by S. E. Hinton © 1967, Viking – English, grade 8; *Senderos Fronterizos* by Francisco Jimenez © 2002, Houghton Mifflin – Spanish TWI, grade 7; *Mas Alla de Mi* by Francisco Jimenez © 2009, Houghton Mifflin – Spanish Two Way Immersion (TWI), grade 8. These titles were approved by the Instructional Materials Review Committee. They would be adopted for a seven-year period. Purchase of these materials would be paid with site funds.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President recognize Michelle Le Patner, Assistant Superintendent, Education Services, Secondary, to present this item.

Following discussion, it is recommended the Board of Trustees approve the adoption of the following supplemental titles for middle school Language Arts: *Love That Dog* by Sharon Creech © 2001, Scholastic – English, grade 6; *Out of My Mind* by Sharon Draper © 2010, Simon & Schuster – English, grade 6; *Wonder* by R. J. Palacio © 2012, Knopf – English, grade 6; *Gathering Blue* by Lois Lowry © 2000, Random House – English, grades 6 and 7; *Flipped* by Wendelin Van Draanen © 2001, Knopf – English, grades 7 and 8; *Freak the Mighty* by Rodman Philbrick © 1993, Scholastic – English, grades 7 and 8; *Martian Chronicles* by Ray Bradbury © 1979, Bantam – English, grades 7 and 8; *Let the Circle Be Unbroken* by Mildred Taylor © 1981, Puffin – English, grade 8; *The Outsiders* by S. E. Hinton © 1967, Viking – English, grade 8; *Senderos Fronterizos* by Francisco Jimenez © 2002, Houghton Mifflin – Spanish TWI, grade 7; *Mas Alla de Mi* by Francisco Jimenez © 2009, Houghton Mifflin – Spanish TWI, grade 8.

Motion by _____

Seconded by _____

7. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: MIDDLE AND HIGH SCHOOL – ENGLISH LANGUAGE DEVELOPMENT: INFORMATION/
DISCUSSION

The Board will conduct a public hearing on instructional materials recommended for adoption: middle school and high school – English Language Development.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

8. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: MIDDLE AND HIGH SCHOOL – ENGLISH LANGUAGE DEVELOPMENT: DISCUSSION/
ACTION

A teacher committee is requesting the adoption of the following: *Inside: Fundamentals, Level A, B, and C*, grades 6-8, and, *Edge: Fundamentals, Level A, B, and C*, grades 9-12, © 2014 National Geographic Learning/Cengage, for middle and high school English Language Development. These titles were approved by the Instructional Materials Review Committee. They would be adopted for a seven-year period. Purchase of these materials would be paid with Title III funds.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President recognize Michelle Le Patner, Assistant Superintendent, Education Services, Secondary, to present this item.

Following discussion, it is recommended the Board of Trustees approve the adoption of the following: *Inside: Fundamentals, Level A, B, and C*, grades 6-8, and, *Edge: Fundamentals, Level A, B, and C*, grades 9-12, © 2014 National Geographic Learning/Cengage, for middle and high school English Language Development.

Motion by _____ Seconded by _____

9. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: K-12 SPECIAL EDUCATION – DAILY LIVING SKILLS: INFORMATION/
DISCUSSION

The Board will conduct a public hearing on instructional materials recommended for adoption: K-12 special education – Daily Living Skills.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

10. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: K-12 SPECIAL EDUCATION – DAILY LIVING SKILLS:

DISCUSSION/
ACTION

A teacher committee is requesting the adoption of *Unique Learning System* © 1997-2013 N2Y, for K-12 special education – Daily Living Skills. This web-based program was approved by the Instructional Materials Review Committee. It would be adopted for a seven-year period. Purchase of this title would be paid with Common Core instructional materials funds. The estimated cost is \$21,600 for the 2014-2015 school year.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President recognize Michelle Le Patner, Assistant Superintendent, Education Services, Secondary, to present this item.

Following discussion, it is recommended the Board of Trustees approve the adoption of *Unique Learning System* © 1997-2013 N2Y, for K-12 special education – Daily Living Skills.

Motion by _____ Seconded by _____

11. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL WORLD LANGUAGE – CHINESE IV, V, AP, GRADE 12 AND GERMAN IV, V, AP, GRADES 11 AND 12:

The Board will conduct a public hearing on instructional materials recommended for adoption: high school world language – Chinese IV, V, AP, grade 12 and high school German IV, V, AP, grades 11 and 12.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

12. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL WORLD LANGUAGE – CHINESE IV, V, AP, GRADE 12 AND GERMAN IV, V, AP, GRADES 11 AND 12:

DISCUSSION/
ACTION

Teacher committees have requested the adoption of the following basic and supplemental titles for high school world language: *Chinese Made Easy 4* © 2003, Joint Publishing – for Chinese IV and V, grade 12; *Chinese Made Easy 5* © 2004, Joint Publishing – for Chinese V, AP, grade 12; *AP Chinese Language and Culture* © 2013, Nan Hai Publishing – for Chinese V, AP; *China: Great Country in the East, Volumes I – IV* © 2002, Beijing University – for Chinese IV and V, grade 12; *Das Mysteriose Konzert* by Hans Konig © 1984, EMC Publishing – for German IV and V, AP, grades 11 and 12. These titles were approved by the Instructional Materials Review Committee. They would be adopted for a seven-year period. Purchase of these materials would be paid with District Lottery or site funds. The estimated cost to purchase a class set of 35 for each of the basic titles (*Chinese Made Easy 4* or *Chinese Made Easy 5*) is \$1,350. The supplemental titles would be paid for with site funds.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

Staff Recommendation

It is recommended the Board President recognize Michelle Le Patner, Assistant Superintendent, Education Services, Secondary, to present this item.

Following discussion, it is recommended the Board of Trustees approve the adoption of the following basic and supplemental titles for high school world language: *Chinese Made Easy 4* © 2003, Joint Publishing – for Chinese IV and V, grade 12; *Chinese Made Easy 5* © 2004, Joint Publishing – for Chinese V, AP, grade 12; *AP Chinese Language and Culture* © 2013, Nan Hai Publishing – for Chinese V, AP; *China: Great Country in the East, Volumes I – IV* © 2002, Beijing University – for Chinese IV and V, grade 12; *Das Mysteriose Konzert* by Hans Konig © 1984, EMC Publishing – for German IV and V, AP, grades 11 and 12.

Motion by _____ Seconded by _____

DISCUSSION/ACTION ITEMS

13. RESOLUTION NO. 1415-16, CLASSIFIED LAYOFF NON-MANAGEMENT EMPLOYEES:

On April 23, 2014, the Board approved classified layoff Resolution No. 1314-43. Since that time, three elementary schools have determined site funds will no longer support existing positions for the upcoming school year. As a result, positions in one service area have been identified for elimination. In accordance with Education Code §45117, classified employees may be laid off due to a bona fide reduction, elimination of a service being performed, or lack of funds. The layoff process considers length of service (e.g. seniority) and any other higher classifications, with no skipping permitted for special expertise. This agenda item proposes the elimination of positions due to a lack of funds. Classified employees must be given a 60-day notice prior to the effective date of any layoff. Individuals laid off shall be eligible for reemployment for a period of 39 months pursuant to Education Code §45298.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Staff Recommendation:

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

Following discussion, it is recommended the Board of Trustees approve Resolution No. 1415-16, Classified Layoff Non-Management Employees, in the designated classifications.

Motion by _____ Seconded by _____

14. FIRST READING - REVISIONS TO BOARD POLICY 4135, 4235, AND 4335, SOLICITING AND SELLING:

Following the revision of Board Policy 9270, it became apparent this policy also required revision. Revised Board Policy 4135, 4235, 4335, *Soliciting and Selling*, is to provide the District, Board, and employees with up-to-date information to ensure the District meets legal provisions. There is no financial impact.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Staff Recommendation

It is recommended the Board President recognize Jodee Brentlinger, Assistant Superintendent, Personnel 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.

DISCUSSION/
ACTION

Page 1

EXHIBIT 13

INFORMATION/
DISCUSSION

Page 3

EXHIBIT 14

15. **FIRST READING - REVISIONS TO BOARD POLICY 4137, TUTORING:**
Following the revision of Board Policy 9270, it became apparent this policy also required revision. Revised Board Policy 4137, *Tutoring*, is to provide the District, Board, and employees with up-to-date information to ensure the District meets legal provisions. There is no financial impact.

INFORMATION/
DISCUSSION
Page 5
EXHIBIT 15

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Staff Recommendation

It is recommended the Board President recognize Jodee Brentlinger, Assistant Superintendent, Personnel 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.

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

16. **SCHOOL BOARD MINUTES:**
Approval of the minutes of the August 13, 2014, regular Board meeting.
Contact: Jane Boos, Manager, Board Office Operations
17. **RESOLUTION NO. 1415-14, ACCEPTANCE OF 2014-2015 ASSISTANCE LEAGUE CONTRACT FOR OPERATION SCHOOL BELL; KIDS ON THE BLOCK; HANDS ON LITERACY; AND LINKS TO LEARNING:**

Page 7
EXHIBIT 16

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EXHIBIT 17

Approval of Resolution No. 1415-14, Acceptance of the 2014-2015 Assistance League Contract for Operation School Bell; Kids on the Block; Hands on Literacy; and Links To Learning. The District partners with the Assistance League of Capistrano Valley (ALCV) to provide programs for students in San Clemente, Aliso Viejo, San Juan Capistrano, Laguna Niguel, Capistrano Beach, and Dana Point schools. Operation School Bell provides new school clothing, free of charge, to District students, as referred by authorized school personnel. Kids on the Block encourages diversity and sensitivity to disabilities and various social issues through the use of life-size puppets in skits performed by the ALCV puppeteers; Hands on Literacy offers reading assistance for hearing and communication disabled students at appointed schools; and Links To Learning provides middle school teachers with opportunities to enhance and develop new or different approaches to teaching that stimulates creative thought and expands existing curriculum. There is no financial impact.

CUSD Strategic Plan Pillar 1: Community Relations

Contact: Stephen Nichols, Chief Communications Officer

CURRICULUM & INSTRUCTION

18. **EXPULSION READMISSIONS:**
Approval to readmit students from expulsion. Due to the confidential nature of this item, the supporting information for this item is provided to Trustees under separate cover.
CUSD Strategic Plan Pillar 2: Safe and Healthy Schools
Contact: Michelle Le Patner, Assistant Superintendent, Education Services, Secondary

19. MASTER TEACHER PAYMENT:

Approval of payment to District master teachers who supported a student teacher during the 2013-2014 school year. 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, 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, Elementary

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EXHIBIT 19

20. MEMORANDUM OF UNDERSTANDING WITH THE SAN DIEGO COUNTY OFFICE OF EDUCATION FOR THE 2014-2015 MIGRANT EDUCATION PROGRAM, REGION 9:

Approval of the Memorandum of Understanding for the 2014-2015 Migrant Education Program, Region 9. Currently, migrant students are entitled to specific services provided by the California Department of Education. Migrant Education Programs target students from migrant families who may have gaps in their schooling due to work schedules and work locations. The goal of this Memorandum of Understanding is to outline the partnership and services that will be provided to students within the Migrant Education Program in the District, by the San Diego County's Regional Office of Migrant Education.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Julie Hatchel, Assistant Superintendent, Education Services, Elementary

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EXHIBIT 20

21. RESOLUTION NO. 1415-15, ACCEPTANCE OF AGREEMENT FCI-SD2-04 WITH CHILDREN AND FAMILIES COMMISSION OF ORANGE COUNTY:

Approval of Resolution No. 1415-15, Acceptance of Agreement FCI-SD2-04 with Children and Families Commission of Orange County, will authorize the District to approve the Agreement for the purpose of facilitating the creation and implementation of an integrated, comprehensive, and collaborative system of information and services to enhance optimal early childhood development as set forth in the California Children and Families Act of 1998. The District will be reimbursed \$1,315,300 for services provided in this Agreement. The term of this Agreement is for three years beginning July 1, 2014, to June 30, 2017.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Julie Hatchel, Assistant Superintendent, Education Services, Elementary

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EXHIBIT 21

BUSINESS & SUPPORT SERVICES

22. 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 \$7,948,596.04 and the commercial warrants total \$4,439,388.31. 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 22

23. DONATION OF FUNDS AND EQUIPMENT:

Approval of donations of funds and equipment. A number of gifts have been donated to the District, \$18,366.21 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 23

24. INDEPENDENT CONTRACTOR, PROFESSIONAL SERVICES, FIELD SERVICE, AND MASTER CONTRACT AGREEMENTS:

Approval of the District standardized Independent Contractor, Professional Services, Master Contract, and Field Service Agreements. 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 one new agreement totaling \$225,000, ten new agreement ratifications totaling \$239,059.60, eight extensions to existing agreements totaling \$305,390, one amendment to an existing agreement totaling \$90,000, and two amendment ratifications to existing agreements totaling \$15,000. 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 and Healthy Schools

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

CUSD Strategic Plan Pillar 5: Effective Operations

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

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EXHIBIT 24

25. SPECIAL EDUCATION SETTLEMENT AGREEMENTS:

Approval of special education Settlement Agreement Case #2015050139 and Informal Dispute Resolution Case #071014. Due to the confidential nature of the Agreements, supporting information is provided to Trustees under separate cover. Expenditures under these Agreements are limited to \$58,480, funded by special education funds.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

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

26. SPECIAL EDUCATION SETTLEMENT AGREEMENTS:

Approval of the ratification of special education Settlement Agreement Case #2014061057, Informal Dispute Resolution Case #067214, and Informal Dispute Resolution Case #070914. Due to the confidential nature of the Agreements, supporting information is provided to Trustees under separate cover. Expenditures under these Agreements are limited to \$6,846, funded by special education funds.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

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

27. INCOME AGREEMENT - ORANGE COUNTY SUPERINTENDENT OF SCHOOLS:

Ratification of Income Agreement No. 40778 with the Orange County Superintendent of Schools to provide the services of Jane Vogel for functional vision assessments and consultation for District students. The contractor will provide services at the rates indicated in the Agreement. The term of this Agreement is July 1, 2014, through June 30, 2015. Annual expenditures under this contract are limited to \$5,000, paid by special education funds.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

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

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EXHIBIT 27

28. **AMENDMENT TO CONSULTANT AGREEMENT NO. C1011052 WITH ATKINSON, ANDELSON, LOYA, RUUD & ROMO:** Page 197
EXHIBIT 28
 Approval of the Amendment to Consultant Agreement No. C1011052 for general legal services with Atkinson, Andelson, Loya, Ruud & Romo, as needed by the District. This contract is amended to incorporate the previously negotiated 2014-2015 Hourly Rates with an additional new tier rate. Annual services under this contract are limited to \$300,000, funded by the general fund.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
29. **AMENDMENT NO. 2 TO THE USE OF FACILITIES AGREEMENT FOR 2014 WITH OXFORD PREPARATORY ACADEMY, SOUTH ORANGE COUNTY:** Page 223
EXHIBIT 29
 Approval of Amendment No. 2 to the Use of Facilities Agreement for 2014 with Oxford Preparatory Academy, South Orange County at the Barcelona Campus. Amendment No. 2 to this Agreement allows the term of the Agreement to be extended through September 30, 2014. The rental payment for each month shall be 1/12 of the annual rental fee for the period July 1, 2013, to June 30, 2014, set forth in Section 9 of the Agreement. Thus, the rental payment for August shall be \$9,890.02 ($118,680.25/12=\$9,890.02$) and the rental payment for September shall be \$9,890.02 ($118,680.25/12=\$9,890.02$). The proposed Amendment No. 2 to the Use of Facilities Agreement has been previously reviewed and approved by the District's legal counsel.
CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
30. **AMENDMENT TO AGREEMENT BID NO. 1314-20, FENCE REPAIRS AND MAINTENANCE WITH HARRIS STEEL FENCE COMPANY, INCORPORATED:** Page 245
EXHIBIT 30
 Approval of the Amendment to Agreement Bid No. 1314-20 for fence repairs and maintenance with Harris Steel Fence Company, Incorporated. This contract is amended to increase the not-to-exceed amount to \$350,000 annually for additional services, as requested by the District. Services provided under this contract are 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
31. **AMENDMENT TO AGREEMENT BID NO. 1112-11, CONCRETE MAINTENANCE AND REPAIR WITH ABOVE ALL NAMES CONSTRUCTION SERVICES, INCORPORATED:** Page 255
EXHIBIT 31
 Approval of the Amendment to Agreement Bid No. 1112-11 for concrete maintenance and repair with Above All Names Construction Services, Incorporated. This contract is amended to increase the not-to-exceed amount to \$300,000 annually for additional services, as requested by the District. Services provided under this contract are 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. **AGREEMENT FOR PARTICIPATION - INSIDE THE OUTDOORS SCHOOL PROGRAM WITH ORANGE COUNTY SUPERINTENDENT OF SCHOOLS:** Page 273
EXHIBIT 32
 Approval of the Agreement for Participation, Inside the Outdoors School Program, No. 70029 with the Orange County Superintendent of Schools to provide the Traveling Scientist programs to various schools, as requested by the District. Costs will be paid from site funds or locally generated revenue.
CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

33. AGREEMENT FOR PARTICIPATION - INSIDE THE OUTDOORS FIELD PROGRAM WITH ORANGE COUNTY SUPERINTENDENT OF SCHOOLS:

Page 283
EXHIBIT 33

Approval of the Agreement for Participation, Inside the Outdoors Field Program, No. 70003 with the Orange County Superintendent of Schools to provide field trips for various schools, as requested by the District. Costs will be paid from site funds or locally generated revenue.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

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

34. CONTINUOUS PUBLIC NOTICE – DISPOSAL OF SURPLUS PROPERTY:

Page 295
EXHIBIT 34

Approval of the continuous public notice related to the disposal of District-owned surplus property. Prior to a sale, the District must give public notice. The continuous public notice meets the requirements of the law and allows for timely disposal of items that are obsolete, beyond economical repair, no longer required within the current curriculum, or necessary for any other school purpose. This public notice will be posted at the Capistrano Unified School District Education Center; the Maintenance & Operations building at the Thornsley Center; and on the Purchasing and Maintenance & Operations websites.

CUSD Strategic Plan Pillar 5: Effective Operations

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

35. ADVERTISE REQUEST FOR PROPOSAL NO. 2-1415, INVESTIGATION SERVICES:

Approval to advertise Request for Proposal (RFP) No. 2-1415 for external investigation services. This RFP will provide a competitive process to solicit proposals for external investigation services on an as-needed basis. While the District remains committed to resolving issues at the local level, there is a need to utilize external investigation services to ensure compliance with applicable federal and state laws. The District is seeking proposals to develop a pool of service providers to utilize depending on the scope and nature of the investigation. The total annual expenditure under this contract is estimated to be \$50,000, funded from the general fund. Due to the size of the proposal, the RFP documents will be posted online on the District Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 5: Effective Operations

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

36. ADVERTISE BID NO. 1415-14, MOBILE SURVEILLANCE SYSTEMS, SOFTWARE AND INSTALLATION FOR SCHOOL BUSES:

Approval to advertise Bid No. 1415-14 for the purchase and installation of mobile surveillance systems in District buses. The bid specifications will include digital video recording hardware, infrared HD cameras, video management software, wireless access infrastructure, and installation. The bid process allows the District to standardize equipment, equip District buses that do not have surveillance systems, and set pricing for the year. The bidding process allows the District to secure the lowest possible prices and enter into an annual contract with a vendor that meets all of the legal requirements. Estimated initial expenditure to install mobile surveillance systems in 74 buses would be approximately \$130,000, funded by the general fund. Due to the size of the bid package, the documents will be posted online on the District Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 5: Effective Operations

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

37. STATE OF CALIFORNIA MULTIPLE AWARD SCHEDULE CONTRACT NO. 1-14-23-10 A THROUGH G, FLEET VEHICLES - CARS, AWARDED TO VARIOUS CONTRACTORS:

Approval of authorization to utilize the State of California Multiple Award Schedule Contract No. 1-14-23-10 A through G, Fleet Vehicles - Cars, awarded to Downtown Ford Sales; Elk Grove Auto Group; Hanford Toyota; Winner Chevrolet; Wondries Fleet Group; Livermore Ford; and Hanford Hyundai for the purchase of fleet vehicles, as needed by the District. The District can utilize such contracts pursuant to California Public Contract Code §§10298, 10299, and 12100 et. seq. without going to bid. The prices offered by the contractors have been assessed to be fair, reasonable, and competitive.

The District's fleet is aging. The District is developing criteria for a vehicle replacement program to be implemented as funds become available. Staff has determined that it is in the best interest of the District to utilize the state contract to purchase fleet vehicles. Due to the size of the contract and award documentation, it will be posted online on the District Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 5: Effective Operations

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

38. STATE OF CALIFORNIA MULTIPLE AWARD SCHEDULE CONTRACT NO. 1-14-23-20 A THROUGH G, FLEET VEHICLES – TRUCKS, AWARDED TO VARIOUS CONTRACTORS:

Approval to utilize the State of California Multiple Award Schedule Contract No. 1-14-23-20 A through G, Fleet Vehicles – Trucks, awarded to Downtown Ford Sales; Elk Grove Auto Group; Hanford Toyota; Winner Chevrolet; Wondries Fleet Group; Riverview International; and Swift Superstore for the purchase of fleet vehicles, as needed by the District. The District can utilize such contracts pursuant to California Public Contract Code §§10298, 10299, and 12100 et. seq. without going to bid. The prices offered by the contractors have been assessed to be fair, reasonable, and competitive. The District's fleet is aging. The District is developing criteria for a vehicle replacement program to be implemented as funds become available. Staff has determined that it is in the best interest of the District to utilize the state contract to purchase fleet vehicles. Due to the size of the contract and award documentation, it will be posted online on the District Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 5: Effective Operations

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

39. STATE OF CALIFORNIA MULTIPLE AWARD SCHEDULE CONTRACT NO. 1-14-23-23 A THROUGH G, FLEET VEHICLES – VANS & SUVs, AWARDED TO VARIOUS CONTRACTORS:

Approval to utilize the State of California Multiple Award Schedule Contract No. 1-14-23-23 A through G, Fleet Vehicles – Vans & SUVs, awarded to Downtown Ford Sales; Elk Grove Auto Group; Hanford Toyota; Winner Chevrolet; Wondries Fleet Group; Livermore Ford; and Swift Superstore for the purchase of fleet vehicles, as needed by the District. The District can utilize such contracts pursuant to California Public Contract Code §§10298, 10299, and 12100 et. seq. without going to bid. The prices offered by the contractors have been assessed to be fair, reasonable, and competitive. The District's fleet is aging. The District is developing criteria for a vehicle replacement program to be implemented as funds become available. Staff has determined that it is in the best interest of the District to utilize the state contract to purchase fleet vehicles. Due to the size of the contract and award documentation, it will be posted online on the District Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 5: Effective Operations

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

PERSONNEL SERVICES

40. RESIGNATIONS/RETIREMENTS/EMPLOYMENT – CLASSIFIED EMPLOYEES:

Page 297
EXHIBIT 40

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

41. RESIGNATIONS/RETIREMENTS/EMPLOYMENT – CERTIFICATED EMPLOYEES:

Page 319
EXHIBIT 41

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:

Trustee Addonizio _____ Trustee Hatton-Hodson _____

Trustee Bryson _____ Trustee Pritchard _____

Trustee Hanacek _____ 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, SEPTEMBER 10, 2014, 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.