

**MINUTES
OF THE
SAN DIEGUITO UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES
REGULAR BOARD MEETING**

Board of Trustees
Joyce Dalessandro
Linda Friedman
Barbara Groth
Beth Hergesheimer
Deanna Rich

Superintendent
Ken Noah

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APRIL 16, 2009

**710 ENCINITAS BLVD
ENCINITAS, CA 92024**

**DISTRICT OFFICE
BOARD ROOM #101**

PRELIMINARY FUNCTIONS..... (ITEMS 1 - 6)

1. CALL TO ORDER; PUBLIC COMMENTS REGARDING CLOSED SESSION ITEMS (ITEM 1)
President Dalessandro called the meeting to order at 5:53 PM to receive public comments on Closed Session agenda items. No public comments were presented.
2. CLOSED SESSION.....(ITEM 2)
The Board convened to Closed Session at 5:54 PM to:
 - A. Consider personnel issues, pursuant to Government Code Sections 11126 and 54957; limited to consideration of the appointment, employment, evaluation of performance, discipline /release, dismissal of a public employee or to hear *complaints or charges brought against such employee by another person or employee unless the employee requests a public session.*
 - B. Conference with Labor Negotiators, pursuant to Government Code Section 54957.8.
Agency Negotiators: Superintendent and Associate Superintendents (3)
Employee Organizations: San Dieguito Faculty Association / California School Employees Association
 - C. Conference with legal counsel to discuss current and/or potential litigation, pursuant to Government Code Sections 54956.9(b)(3)(A), (D), and (E).
 - D. Consideration and/or deliberation of student discipline matters. (3 cases)

OPEN SESSION / ATTENDANCE

BOARD OF TRUSTEES

Joyce Dalessandro
Linda Friedman
Barbara Groth
Beth Hergesheimer
Deanna Rich

ADMINISTRATORS

Ken Noah, Superintendent
Terry King, Associate Superintendent, Human Resources
Steve Ma, Associate Superintendent, Business
Rick Schmitt, Associate Superintendent, Educational Services
Steve Levy, Director, Pupil Services
John Addleman, Director, Planning & Financial Management
Eric Dill, Executive Director, Business Services
Sue Koehnen, Director, Human Resources
Joann Schultz, Recording Secretary (Acting)

STUDENT BOARD MEMBERS

Meredith Adams, La Costa Canyon
Allie Jucha, San Dieguito Academy
Ilana Newman, Torrey Pines

3. CALL TO ORDER(ITEM 3)
The regular meeting of the Board of Trustees was called to order at 6:35 PM by President Dalessandro.
4. PLEDGE OF ALLEGIANCE(ITEM 4)
Board President Dalessandro led the Pledge of Allegiance.
5. REPORT OUT OF CLOSED SESSION.....(ITEM 5)
The Board took action and unanimously approved the stipulated expulsions of students numbers 557466, 850627 and 831066.
6. APPROVAL OF MINUTES.....(ITEM 6)
It was moved by Mrs. Hergesheimer, seconded by Mrs. Friedman, that the Minutes of the Regular Board Meeting of March 19th be approved as written. **Motion unanimously carried.**

NON-ACTION ITEMS(ITEMS 7 - 10)

7. STUDENT BOARD REPRESENTATIVE REPORTS.....(ITEM 7)
Student Board Representatives gave updates on events and activities at their schools.
Student Board Representative Meredith Adams left the meeting at 6:50 PM.
8. BOARD OF TRUSTEES UPDATES AND REPORTS.....(ITEM 8)
Ms. Dalessandro reported on her recent school site tour of Oak Crest Middle School, Sunset/North Coast Alternative Open House, Long Range Facilities Task Force meeting held at Canyon Crest Academy, Strategic Planning meeting, San Dieguito for Drug-Free Alliance luncheon meeting and the Committee to review the mural at the Solana Beach Library.
Ms. Friedman reported attending the Regional Legislative Action Network committee meeting.
Ms. Groth attended the San Diego Education Coalition meeting, San Diego County School Boards Association meeting, the Career Technology Education Workshop held at San Dieguito Academy, and announced the recent resignation of Pam Grosso, Trustee at the Escondido High School District.
Ms. Hergesheimer recently attended a school site visit at Oak Crest Middle School, Sunset/North Coast Alternative Open House, Strategic Planning Workshop, San Dieguito Alliance for Drug-Free Youth meeting, and the CTE Workshop at San Dieguito Academy.
Ms. Rich reported attending the Regional LAN meeting and the Committee to review the mural at the Solana Beach Library.
9. SUPERINTENDENT’S REPORTS, BRIEFINGS AND LEGISLATIVE UPDATES.....(ITEM 9)
Superintendent Noah introduced Michael Taylor who recently resigned from the district. Mr. Taylor thanked the Board for their support during his four years with the district. Superintendent Noah also distributed to the Board information on his annual evaluation and timeline.
10. SCHOOL / DEPARTMENT UPDATE(NONE PRESENTED)

CONSENT AGENDA ITEMS(ITEMS 11 – 15)

It was moved by Ms. Hergesheimer, seconded by Ms. Friedman, that all consent agenda items listed below be approved as presented. ***Motion unanimously carried.***

11. SUPERINTENDENT

A. ACCEPTANCE OF GIFTS AND DONATIONS

Acceptance of Gifts and Donations received, as shown in the attached supplement.

B. APPROVAL OF FIELD TRIP REQUESTS

Approval of all Field Trip Requests submitted, as shown in the attached supplement.

12. HUMAN RESOURCES

A. APPROVAL OF PERSONNEL REPORTS

Approve matters pertaining to employment of personnel, salaries, leaves of absence, resignations, changes in assignments, extra duty assignments, and consultant services:

1. Certificated and/or Classified Personnel Reports as shown in the attached supplements.

B. APPROVAL /RATIFICATION OF AGREEMENTS

No Agreements Submitted

13. EDUCATIONAL SERVICES

A. APPROVAL/RATIFICATION OF AGREEMENTS

Approve/ratify entering into the following agreement and authorize Christina M. Bennett, Eric R. Dill or Stephen G. Ma to execute the agreement:

1. San Dieguito Union High School District to provide an ROP Instructor to the Los Angeles County Office of Education for the Architectural Development Workshop for the California Industrial and Technology Education Consortium (CITEC) on April 18, 2009, for an amount of \$334.98, to be reimbursed by the Los Angeles County Office of Education.

14. PUPIL SERVICES

A. APPROVAL/RATIFICATION OF NON-PUBLIC SCHOOL / NON-PUBLIC AGENCY CONTRACTS

No Contracts Submitted

B. APPROVAL/RATIFICATION OF AGREEMENTS

Approve/ratify entering into the following agreements and authorize Christina M. Bennett, Eric R. Dill, Stephen G. Ma, or Ken Noah to execute the agreements:

1. Total Vision Care to provide comprehensive developmental optometry services for special education students, during the period March 23, 2009 through June 30, 2009, at the rate of \$115.00 per hour, \$125.00 per progress evaluation, and \$410.00 per visual evaluation, to be expended from the General Fund/Restricted 06-00.

C. APPROVAL/RATIFICATION OF PARENT SETTLEMENT AND RELEASE AGREEMENTS

No Agreements Submitted

15. BUSINESS

A. APPROVAL/RATIFICATION OF AGREEMENTS

Approve/ratify entering into the following agreements and authorize Christina M. Bennett, Eric R. Dill, Stephen G. Ma, or Ken Noah to execute the agreements:

1. Carmel Valley Recreation Center for lease of facilities for the San Dieguito Adult School senior exercise class, during the period April 20, 2009 through June 12, 2009, for an amount not to exceed \$1,612.65, to be expended from the Adult Education Fund 11-00.
2. Augusoft, Inc. to provide on-line student registration services for the San Dieguito Adult School, during the period July 1, 2009 until terminated in writing by either party, in the amount of \$20,000.00 for license fee, \$7,000.00 for annual subscription fee, and \$300.00 for project start up/management services fee, to be expended from the Adult Education Fund 11-00.
3. Cathedral Catholic High School for lease of facilities for Canyon Crest Academy Swim Team practice, during the period February 23, 2009 through May 19, 2009, for an amount not to exceed \$8,526.00, to be paid for by the Canyon Crest Academy Foundation.
4. San Dieguito Union High School District to serve as the central collection agency of developer fees for the following area feeder elementary school districts: Solana Beach Elementary District, Del Mar Union Elementary District, and Rancho Santa Fe Elementary District, during the period April 17, 2009 until terminated in writing by either party, and be reimbursed by each district the amount of \$25.75 per developer fee transaction.

B. APPROVAL/RATIFICATION OF AMENDMENT TO AGREEMENTS

Approve/ratify amending the following agreements and authorize Christina M. Bennett, Eric R. Dill, or Stephen G. Ma to execute the agreements:

1. City of Encinitas for shared cost of a special purpose officer (school resource officer), during the period July 1, 2009 through June 30, 2010, in the amount of \$100,735.00, to be expended from the General Fund/Restricted 06-00.

C. APPROVAL OF AGREEMENT / CHEVRON ENERGY SOLUTIONS

Approve entering into an Investment Grade Solar Assessment Agreement with Chevron Energy Solutions Company, a Division of Chevron USA, Inc. (Chevron ES), an Energy Services Company ("ESCO") to perform an Investment Grade Solar Assessment ("Solar Assessment") at one or all of the District's school sites, at the rate of \$7,500.00 per site plus reimbursables at cost, during the period April 17, 2009 through October 30, 2009, to be expended from the Capital Facilities Fund 25-19, and authorize Christina M. Bennett, Eric R. Dill or Stephen G. Ma to execute the agreement.

D. APPROVAL OF AGREEMENT / RETRIEVER PAYMENT SYSTEMS

Approve entering into an agreement with Retriever Payment Systems, Inc. to provide credit card processing/merchant services for the Planning and Financial Management Department developer fee collections, during the period April 17, 2009 until terminated in writing by either party, at the credit card discount rate of 2.00%, \$0.20 per transaction, and \$5.00 monthly fee, to be expended from the Capital Facilities Funds 25-18 and 25-19, and Mello Roos Funds, and authorize Christina M. Bennett, Eric R. Dill or Stephen G. Ma to sign all pertinent documents.

E. AWARD OF CONTRACTS

Award the following contracts and authorize Christina M. Bennett, Eric R. Dill or Stephen G. Ma to execute all pertinent documents:

1. Western Pump, Inc. for the Install Vapor Recovery System at SDUHSD Transportation Yard project B2009-16, for an amount of \$74,365.00, to be expended from the Capital Facilities Fund 25-19.

F. APPROVAL OF CHANGE ORDERS

No Change Orders Submitted

G. Acceptance of Construction Projects

No Construction Projects Submitted

H. APPROVAL OF 2009-2010 DEFERRED MAINTENANCE FIVE-YEAR PLAN

Approve the attached 2009-2010 Deferred Maintenance Five-Year Plan, as shown in the attached supplement.

I. APPROVAL OF BUSINESS REPORTS

1. Purchase Orders
2. Instant Money
3. Membership Listing

DISCUSSION / ACTION ITEMS..... (ITEMS 16 - 24)

16. APPROVAL OF PROPOSED REVISION TO BOARD POLICY 6200.1 & 6200.1/AR-1, "ALTERNATIVE CREDITS TOWARD GRADUATION"

It was moved by Mrs. Rich, seconded by Ms. Groth, to approve the Revision to Board Policy 6200.1 & 6200.1/AR-1, "Alternative Credits Toward Graduation", as shown in the attached supplements. **Motion unanimously carried.**

17. ADOPTION OF RESOLUTION DECLARING MAY 13, 2009, AS "DAY OF THE TEACHER"

It was moved by Ms. Friedman, seconded by Mrs. Rich, to declare May 13, 2009, as "Day of the Teacher" as shown in the attached supplement. **Motion unanimously carried.**

18. COMMUNITY FACILITIES DISTRICT NO. 95-2 / ANNEXATION NO. 14 / ADOPTION OF RESOLUTION OF ANNEXATION / LA COSTA FAIRWAYS / A 10-UNIT CONDOMINIUM SUBDIVISION / PACIFIC MERCANTILE BANK / CARLSBAD

A. PUBLIC HEARING

President Dalessandro opened the public hearing at 7:01 PM. There being no public comments, the hearing was closed at 7:02 PM.

- B. It was moved by Ms. Hergesheimer, seconded by Ms. Groth, to adopt the attached Resolution of the Board of Trustees of the San Dieguito Union High School District Acting as the Legislative Body of the San Dieguito Union High School District Community Facilities District No. 95-2. **Motion unanimously carried.**

19. ADOPTION OF RESOLUTION / TAX & REVENUE ANTICIPATION NOTES (TRAN) FOR 2009-10

It was moved by Ms. Hergesheimer, seconded by Ms. Friedman, to adopt the attached Resolution for Tax and Revenue Anticipation Notes (TRAN) for fiscal year 2009-10. **Motion unanimously carried.**

20. APPROVAL OF TRANSFER OF TIER III CATEGORICAL FUNDS

A. PUBLIC HEARING

President Dalessandro opened the public hearing at 7:05 PM. There being no public comments, the hearing was closed at 7:06 PM.

B. It was moved by Ms. Hergesheimer, seconded by Ms. Groth, to approve the transfer of Tier III Categorical Funds in the amount of \$1,292,426.18 from the General Fund/Restricted to the General Fund/Unrestricted. **Motion unanimously carried.**

21. APPROVAL OF COMMUNITY-BASED ENGLISH TUTORING PROGRAM (CBET), 2009-10

It was moved by Ms. Groth, seconded by Ms. Hergesheimer, to approve the CBET Application for 2009-10, as shown in the attached supplement. **Motion unanimously carried.**

22. APPROVAL OF MODIFIED PASSING SCORES FOR THE CALIFORNIA HIGH SCHOOL EXIT EXAM (CAHSEE), 2008-09

It was moved by Mrs. Rich, seconded by Ms. Groth, to approve Modified CAHSEE Scores for 2008-09 Test Administration, as shown in the attached supplement. **Motion unanimously carried.**

23. APPROVAL OF CARL PERKINS CAREER TECHNOLOGY EDUCATION MEMORANDUM OF UNDERSTANDING BETWEEN SDUHSD AND SAN DIEGO COUNTY SUPERINTENDENT OF SCHOOLS

It was moved by Ms. Hergesheimer, seconded by Ms. Groth, to approve the Carl Perkins CTE Memorandum of Understanding for an agreement between the San Dieguito Union High School District and San Diego County Superintendent, as shown in the attached supplement. **Motion unanimously carried.**

24. ADOPTION OF RESOLUTION OF LAYOFF AND/OR REDUCTIONS IN ASSIGNMENT

It was moved by Ms. Groth, seconded by Ms. Hergesheimer, to adopt the Resolution of Layoff, as shown in the attached supplement. **Roll Call - Motion unanimously carried.**

INFORMATION ITEMS (ITEMS 25 - 32)

25. BUSINESS SERVICES UPDATE..... STEVE MA, ASSOCIATE SUPERINTENDENT

Mr. Ma reported that the State Allocation Board approved the refunding of two years of the La Costa Valley unused site fees; the district is applying for the 3rd year of unused site fees. Additionally, the district will apply for exemption of the unused site fee on the La Costa Valley site due to the outdoor environmental lab program.

26. HUMAN RESOURCES UPDATE.....TERRY KING, ASSOCIATE SUPERINTENDENT

Ms. King reported that the Board is invited to a luncheon at 11:30 am on April 22 in honor of Administrative Professionals' Day.

27. EDUCATIONAL SERVICES UPDATE.....RICK SCHMITT, ASSOCIATE SUPERINTENDENT

Mr. Schmitt reported on the high school selection wait list at the Academies. He also reported on the non-school boundary students who have registered at Earl Warren Middle School.

28. PUBLIC COMMENTS

Mr. David Barsky addressed the Board regarding Transfer of Tier III Categorical Funds and also shared information on the speech and debate teams' state and national tournaments recently held.

29. FUTURE AGENDA ITEMS – (NONE DISCUSSED)

30. ADJOURNMENT TO CLOSED SESSION – The Board adjourned to Closed Session at 7:25 PM to discuss the following:

- A. Personnel issues, pursuant to Government Code Sections 11126 and 54957; limited to consideration of the appointment, employment, evaluation of performance, discipline/release, dismissal of a public employee or to hear *complaints or charges brought against such employee by another person or employee unless the employee requests a public session.*
- B. Conference with Labor Negotiators, pursuant to Government Code Section 54957.8.
Agency Negotiators: Superintendent and Associate Superintendents (3)
Employee Organizations: San Dieguito Faculty Association / California School Employees Association
- C. Conference with legal counsel to discuss current and/or potential litigation, pursuant to Government Code Sections 54956.9(b)(3)(A), (D), and (E).
- D. Consideration and/or deliberation of student discipline matters. (3 cases)

31. REPORT OUT OF CLOSED SESSION – The Board reconvened to Public Session at 8:29 PM; no action was taken and there was nothing to report.

32. ADJOURNMENT OF MEETING - The meeting was adjourned at 8:30 PM.

Barbara Groth, Board Clerk

____ / ____ / 2009
Date

Ken Noah, Superintendent

____ / ____ / 2009
Date