



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

Board of Trustees
Joyce Dalessandro
Barbara Groth
Beth Hergesheimer
Amy Herman
John Salazar

Superintendent
Ken Noah

JUNE 6, 2013

THURSDAY, JUNE 6, 2013
6:30 PM

DISTRICT OFFICE BOARD ROOM 101
710 ENCINITAS BLVD., ENCINITAS, CA. 92024

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

1. President Groth called the meeting to order at 6:00 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 6:01 PM to discuss the following:
 - A. Consideration and/or deliberation of student discipline matters (1 case)
 - B. To 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.* (2 issues)
 - C. To conference with Labor Negotiators, pursuant to Government Code Section 54957.8.
Agency Negotiators: Superintendent, Deputy Superintendent, and Associate Superintendents
Employee Organizations: San Dieguito Faculty Association / California School Employees Association
 - D. To confer with real property negotiator:

Property:	Approximately 13.5 acre portion of 305-031-29 and 305-040-36
Agency Negotiator:	Eric Dill, Associate Superintendent, Business and/or John Addleman, Director, Planning and Financial Management
Negotiating Parties:	Pardee Homes
Under negotiation:	Instructions pertaining to price, terms of payment, and delivery

OPEN SESSION / ATTENDANCE

BOARD OF TRUSTEES

Joyce Dalessandro
Barbara Groth
Beth Hergesheimer
Amy Herman
John Salazar

STUDENT BOARD REPRESENTATIVES

Maria Lopez, San Dieguito Academy

DISTRICT ADMINISTRATORS / STAFF

Ken Noah, Superintendent
Eric Dill, Associate Superintendent, Business Services
Torrie Norton, Associate Superintendent, Human Resources
Rick Schmitt, Deputy Superintendent
Michael Grove, Ed.D., Executive Director, Instruction, Curriculum and Assessment
Delores Perley, Director, Finance
Richard Mariam, Director, Nutrition Services
Becky Banning, Executive Assistant to the Superintendent / Recording Secretary

MINUTES, ITEM 6

- 3. RECONVENE REGULAR MEETING / CALL TO ORDER (ITEM 3)
The regular meeting of the Board of Trustees was called to order at 6:33 PM by President Barbara Groth.
- 4. PLEDGE OF ALLEGIANCE (ITEM 4)
President Groth led the Pledge of Allegiance.
- 5. REPORT OUT OF CLOSED SESSION (ITEM 5)
The Board met in closed session and approved the recommended expulsion of Student #10057. Motion unanimously carried.
- 6. APPROVAL OF MINUTES OF MAY 16, 2013, REGULAR BOARD MEETING..... (ITEM 6)
It was moved by Ms. Beth Hergesheimer, seconded by Amy Herman, to approve Minutes of May 16th, as presented. Motion unanimously carried.

NON-ACTION ITEMS (ITEMS 7 - 10)

- 7. STUDENT UPDATES..... STUDENT REPRESENTATIVES
Students gave updates about events and activities at their schools.
- 8. BOARD UPDATES BOARD OF TRUSTEES
All board members attended the retirement event for Superintendent Ken Noah, on May 21st.

Joyce Dalessandro – attended the BTSA induction; the final District Parent Site Representative Council held earlier that week; a Solana Beach City/School Liaison Committee; and the Torrey Pines High School Dollars for Scholars Awards Ceremony.

Beth Hergesheimer attended the Encinitas City/School Liaison Committee Meeting; and the annual Chamber of Commerce Salute to Education recognition event, hosted by Rancho Santa Fe Security.

Amy Herman attended the BTSA induction ceremony; the Torrey Pines High School Dollars for Scholars Awards Ceremony; and the Solana Beach City / School Liaison Committee meeting held earlier that day.
- 9. SUPERINTENDENT’S REPORTS, BRIEFINGS, AND LEGISLATIVE UPDATES..... KEN NOAH, SUPERINTENDENT
Mr. Noah thanked the board for attending the retirement celebration in his honor, and for the gift basket.
- 10. UPDATE, NUTRITION SERVICES..... RICHARD MARIAM, DIRECTOR
Mr. Mariam celebrated successes in this program for the 2012-13 school year. Highlights included an increase in the amount of fruits and vegetables served; 51% of all breads and pastas served are whole grain; the addition of the BBQ kiosks at the sites; the “Calf”, which serves over 300-\$400 per day; a revenue increase of \$137,000, coupled with an expense decrease of \$149,000; and a positive cash flow of \$90,000. Grab n Go breakfast program is going to be expanded at no charge to all students next year; currently, approximately 400 students are being served choices of milk, juices, bagels, pop tarts, muffins, yogurts, fruit trail mix, etc. Mr. Dill commended Mr. Mariam for his leadership, which has proved to be highly successful for the department.

CONSENT ITEMS.....(ITEMS 11 - 15)

*It was moved by Ms. Joyce Dalessandro, seconded by Ms. Beth Hergesheimer, that all consent Items 11 through 15, be approved as listed below. Motion unanimously carried.

11. SUPERINTENDENT

- A. GIFTS AND DONATIONS
Accept the Gifts and Donations, as presented.
- B. FIELD TRIP REQUESTS
Accept the Field Trips, as presented.

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12. HUMAN RESOURCES**A. 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 presented.

B. APPROVAL/RATIFICATION OF AGREEMENTS

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

1. Fagen Friedman & Fulfroost LLP, to provide legal services, during the period July 1, 2013 until terminated by the District at any time or by Fagen Friedman & Fulfroost LLP with ten (10) day written notice, at the rates shown on the Professional Rate Schedule, to be expended from the General Fund 03-00.

13. EDUCATIONAL SERVICES**A. APPROVAL/RATIFICATION OF AGREEMENTS**

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

1. Blackboard, Inc., to provide Blackboard Learn Learning Management System for online and blended classwork, during the period May 27, 2013 through May 26, 2016 and then renewing automatically for annual periods unless terminated with 30 day written advance notice, for an initial amount not to exceed \$112,500.00 for the first three years, to be expended from the General Fund 03-00.

**B. APPROVAL/RATIFICATION OF AMENDMENT TO AGREEMENTS
(None submitted)****C. APPROVAL OF MODIFIED PASSING SCORES FOR THE CALIFORNIA HIGH SCHOOL EXIT EXAM (CAHSEE), 2013-14**

Approve and validate the equivalent of a passing score for eligible students who used allowable modifications outlined in their IEP, as presented.

14. PUPIL SERVICES / SPECIAL EDUCATION**SPECIAL EDUCATION****A. APPROVAL/RATIFICATION OF NON-PUBLIC SCHOOL / NON-PUBLIC AGENCY CONTRACTS, INDEPENDENT CONTRACTOR AGREEMENTS, AND/OR MEMORANDUMS OF UNDERSTANDING**

Approve entering into the following non-public school / non-public agency master contracts (NPS/NPAs), independent contractor agreements (ICAs), and or memorandums of understanding (MOUs), and authorize Christina M. Bennett or Eric R. Dill to execute all pertinent documents.

1. Newport Beach Developmental Optometry Group (NPA), to provide developmental optometry services, during the period April 25, 2013 through June 30, 2013, at the rates shown on the attached rate sheet, to be expended from the General Fund/Restricted 06-00.
2. Vista Unified School District (MOU), to provide transportation services and a bus attendant for a San Dieguito Union High School District special education student residing in a Vista group home to TERI, Inc., an NPS under contract with the District, during the period April 12, 2013 through June 30, 2013, for an amount not to exceed \$7,417.43, to be expended from the General Fund/Restricted 06-00.

B. APPROVAL/RATIFICATION OF AMENDMENT TO AGREEMENTS

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

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1. San Diego Unified School District (SDUSD) (MOU), amending the not to exceed amount for SDUSD to provide special education services for a medically fragile San Dieguito Union High School District special education student from \$2,930.00 to \$7,758.00, to be expended from the General Fund/Restricted 06-00.
2. San Diego Unified School District (SDUSD) (MOU), amending the not to exceed amount for SDUSD to provide special education services for a brain injury San Dieguito Union High School District special education student from \$14,850.00 to \$29,700.00, to be expended from the General Fund/Restricted 06-00.

C. APPROVAL/RATIFICATION OF PARENT SETTLEMENT AND RELEASE AGREEMENTS
(None submitted)

D. APPROVAL OF DESTRUCTION OF CLASS 3 DISPOSABLE RECORDS / SPECIAL EDUCATION
Approve the recommendation to reclassify Special Education records as "Class 3", disposable, at which time they may be destroyed, as per California Code of Regulations, as presented.

PUPIL SERVICES

E. APPROVAL/RATIFICATION OF AGREEMENTS
(None Submitted)

15. BUSINESS / PROPOSITION AA

BUSINESS

A. APPROVAL/RATIFICATION OF AGREEMENTS

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

1. School Facility Consultants to provide consulting services regarding state school facility funding applications, during the period July 1, 2013 through June 30, 2014, for an amount not to exceed \$30,000.00, to be expended from the Capital Facilities Fund 25-19.
2. Sowards and Brown Engineering, Inc. to prepare the map for annexation number 19 to Community Facilities District No. 95-2, during the period March 18, 2013 until completion of the project, for an amount not to exceed \$4,400.00, to be expended from Mello Roos Funds subject to reimbursement by the developer.

B. APPROVAL/RATIFICATION OF AMENDMENT TO AGREEMENTS

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

1. Google, Inc., extending the Google archiving and discovery services agreement from March 28, 2013 through March 27, 2014 and then continuing annually unless terminated with 15 day advance notice.
2. Urban Tree Care, Inc., for district wide tree trimming services, extending the contract period from June 10, 2013 through June 9, 2014, with no other changes to the contract, to be expended from the fund to which the project is charged.
3. Sol Transportation, Inc., for special education transportation services, extending the contract period from April 13, 2013 through April 12, 2014, with no other changes to the contract, to be expended from the General Fund/Restricted 06-00.

C. AWARD/RATIFICATION OF CONTRACTS
(None Submitted)

D. APPROVAL OF CHANGE ORDERS
(None Submitted)

E. ACCEPTANCE OF CONSTRUCTION PROJECTS
(None Submitted)

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F. APPROVAL OF BUSINESS REPORTS

Approve the following business reports:

1. Purchase Orders
2. Membership Listing (None Submitted)

PROPOSITION AA

G. APPROVAL/RATIFICATION OF AGREEMENTS

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

1. Blue Coast Consulting, to provide Inspector of Record Services at various District sites, during the period June 7, 2013 through June 7, 2014, with the option to renew the contract annually up to four (4) years, in the amount of \$150,000.00, to be expended from Building Fund-Prop 39 Fund 21-39.
2. Cornerstone Quality Inspections, Inc., to provide Inspector of Record Services at various District sites, during the period June 7, 2013 through June 7, 2014, with the option to renew the contract annually up to four (4) years, in the amount of \$150,000.00, to be expended from Building Fund-Prop 39 Fund 21-39.
3. Consulting and Inspection Services LLC., to provide Inspector of Record Services on various District sites, during the period June 7, 2013 through June 7, 2014, with the option to renew the contract annually up to four (4) years, in the amount of \$150,000.00, to be expended from Building Fund-Prop 39 Fund 21-39.
4. Trace3, Inc., to provide wireless LAN recovery system at Sunset High School, during the period June 7, 2013 through September 7, 2013, in the amount of \$12,333.75 plus tax and shipping, to be expended from Building Fund-Prop 39 Fund 21-39.
5. Trace3, Inc., to provide wireless LAN recovery system at La Costa Canyon High School, during the period June 7, 2013 through September 7, 2013, in the amount of \$61,688.75 plus tax and shipping, to be expended from Building Fund-Prop 39 Fund 21-39.
6. Trace3, Inc., to provide wireless infrastructure at the District Office, during the period June 7, 2013 through September 7, 2013, in the amount of \$99,493.00 plus tax and shipping, to be expended from Building Fund-Prop 39 Fund 21-39.
7. Trace3, Inc., to provide wireless infrastructure at remaining school sites, during the period June 7, 2013 through September 7, 2013, in the amount of \$122,061.25 plus tax and shipping, to be expended from Building Fund-Prop 39 Fund 21-39.
8. Berger ABAM Flores Lund Consultants, to provide aerial topography survey at Torrey Pines High School, during the period June 7, 2013 through December 7, 2013, in the amount of \$18,700.00, to be expended from Building Fund-Prop 39 Fund 21-39.
9. SWS Engineering, Inc., to provide aerial topography survey at La Costa Canyon High School, during the period June 7, 2013 through December 7, 2013, in the amount of \$9,950.00, to be expended from Building Fund-Prop 39 Fund 21-39.
10. Fredricks Electric, Inc. to provide and install electrical conduit, wiring and connections at La Costa Canyon High School, during the period June 7, 2013 through September 7, 2013, in the amount of \$54,210.00, to be expended from Building Fund-Prop 39 Fund 21-39.
11. Fredricks Electric, Inc. to provide and install data cabling at La Costa Canyon High School, during the period June 7, 2013 through September 7, 2013, in the amount of \$432,340.00, to be expended from Building Fund-Prop 39 Fund 21-39.
12. Johnson Consulting Engineers, Inc. to provide data backbone cabling system at La Costa Canyon High School, during the period June 7, 2013 through September 7, 2013, in the amount of \$23,500.00, to be expended from Building Fund-Prop 39 Fund 21-39.

H. APPROVAL/RATIFICATION OF AMENDMENT TO AGREEMENTS

(None Submitted)

I. AWARD/RATIFICATION OF CONTRACTS

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Award/ratify the following contracts and authorize Christina M. Bennett or Eric R. Dill to execute all pertinent documents:

1. EC Constructors, Inc., Bid Package #1 Earthwork/Demolition Concrete, Oak Crest Middle School HVAC, during the period June 15, 2013 through August 12, 2013, in the amount of \$158,102.00, to be expended from Building Fund–Prop 39 Fund 21-39, pending DSA approval of plans.
2. Precision Electric Company, Bid Package #2 Electrical, Oak Crest Middle School HVAC, during the period June 15, 2013 through August 12, 2013, in the amount of \$227,500.00 to be expended from Building Fund-Prop 39 Fund 21-39, pending DSA approval of plans.
3. EC Constructors, Inc., Bid Package #1 Earthwork/Demolition Concrete, Diegueno Middle School HVAC, during the period June 15, 2013 through August 12, 2013, in the amount of \$296,594.00, to be expended from Building Fund–Prop 39 Fund 21-39, pending DSA approval of plans.
4. Pacific Winds Building, Inc., Bid Package #2 Electrical, Diegueno Middle School HVAC, during the period June 15, 2013 through August 12, 2013, in the amount of \$263,000.00 to be expended from Building Fund-Prop 39 Fund 21-39, pending DSA approval of plans.
5. GEM Industrial Inc., Bid Package #1, Oak Crest Middle School Field Project, during the period June 10, 2013 through July 26, 2013, in the amount of \$613,860.00, to be expended from Building Fund-Prop 39 Fund 21-39.

DISCUSSION / ACTION ITEMS (ITEMS 16 - 19)

16. PROPOSED BOARD POLICY REVISIONS / SUPERINTENDENT / BOARD BYLAWS, (9 TOTAL), AS PRESENTED.
It was moved by Ms. Beth Hergesheimer, seconded by Ms. Joyce Dalessandro, to approve the Board Policy Revision Proposals, as presented.

17. APPROVAL OF RECEIPT AND USE OF TIER III CATEGORICAL FUNDING

- Open Public Hearing / Call for Public Comments – A public hearing was called at 7:01 PM. No public comments were presented.
- The Public Hearing was closed at 7:01 PM.
- It was then moved by Ms. Beth Hergesheimer, seconded by Ms. Joyce Dalessandro, to approve receipt and use of Tier III Categorical Funds in the amount of \$7,611,745.00, which includes ROP funding in the amount of \$1,645,857.00, be received and used as flexible Tier III funding, as shown in the attached supplement. The net amount after the Basic Aid “Fair Share” reduction is \$783,718.00. Motion unanimously carried.

18. APPROVAL OF APPOINTMENT AND EMPLOYMENT CONTRACT / ASSOCIATE SUPERINTENDENT OF EDUCATIONAL SERVICES, 2013 - 2017
It was moved by Ms. Joyce Dalessandro, seconded by Ms. Beth Hergesheimer, appoint Dr. Michael Grove as Associate Superintendent of Educational Services and approve an Employment Contract, as presented. Motion unanimously carried.

19. APPROVAL OF EMPLOYMENT CONTRACT AMENDMENT FOR KEN NOAH, SUPERINTENDENT
At the request of Superintendent Noah, this item was pulled from the agenda. No further action was taken by the Board.

INFORMATION ITEMS..... (ITEMS 20 - 29)

20. ACHIEVEMENT UPDATE MIKE GROVE, ED.D., EXECUTIVE DIRECTOR

- A. 2012-13 Academic Performance Index (API) Information
- B. Single Plan Student Achievement (SPSA) Update

This item was submitted as an information item only.

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21. 2013-14 DISTRICT TENTATIVE BUDGET / GENERAL FUND & SPECIAL FUNDS

- A. General Fund
- B. Special Funds

This item was submitted for review only as a first read and will be resubmitted for Board action on June 20, 2013.

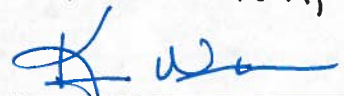
- 22. BUSINESS SERVICES UPDATE ERIC DILL, ASSOCIATE SUPERINTENDENT
Mr. Dill had nothing further to report.
- 23. HUMAN RESOURCES UPDATE TORRIE NORTON, EXECUTIVE SUPERINTENDENT
Ms. Norton gave an update on the Principal and Assistant vacancies and interview status.
- 24. EDUCATIONAL SERVICES UPDATE RICK SCHMITT, DEPUTY SUPERINTENDENT
Mr. Schmitt gave an update on high school of choice and wait list status.
- 25. PUBLIC COMMENTS – the following public comments were presented.
 - Mr. David Hoke – addressed the board regarding Energy Management.
- 26. FUTURE AGENDA ITEMS - None discussed.
- 27. ADJOURNMENT TO CLOSED SESSION – No closed session was necessary.
- 28. CLOSED SESSION – Nothing further to report out of closed session.
- 29. ADJOURNMENT OF MEETING - Meeting adjourned at 7:34 PM.



~~Beth Hergeshelmer, Board Clerk~~ **President**
 Barbara Groh,

6.20.13


 Date



 Ken Noah, Superintendent

6.20.13

 Date

APPROVED IN PUBLIC MEETING OF THE
 BOARD OF TRUSTEES OF THE SAN DIEGUITO
 UNION HIGH SCHOOL DISTRICT 6-20-13


 BECKY BANNING RECORDING SECRETARY
 BOARD OF TRUSTEES