

MAY 16, 2013

THURSDAY, MAY 16, 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.*
(5 Issues: Superintendent Employment; plus 4 employee 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

Zoe Eprile, Torrey Pines High School
Kailey Lawson, Canyon Crest Academy
Maria Lopez, San Dieguito Academy
Allison Zimmerman, La Costa Canyon High School
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DISTRICT ADMINISTRATORS / STAFF

Ken Noah, Superintendent
Eric Dill, Associate Superintendent, Business Services
Torrie Norton, Associate Superintendent, Human Resources
Rick Schmitt, Deputy Superintendent
John Addleman, Director of Planning Services
Russ Thornton, Executive Director, Planning and Construction
Delores Perley, Director, Finance Dept
Mary Anne Nuskin, Principal, Earl Warren Middle School

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 #886641. Motion unanimously carried.
6. APPROVAL OF MINUTES, MAY 1 AND MAY 8, 2013, (SPECIAL CLOSED SESSIONS), AND MAY 2, 2013, (REGULAR BOARD MEETING)
It was moved by Ms. Beth Hergesheimer, seconded by Mr. John Salazar, to approve Minutes of May 1, 2, and 8, 2013, as presented. Motion unanimously carried.

NON-ACTION ITEMS (ITEMS 7 - 10)

7. STUDENT UPDATES..... STUDENT REPRESENTATIVES
 - A. STUDENT BOARD RECOGNITION.....KEN NOAH, SUPERINTENDENT
Superintendent Noah presented each student with a certificate of appreciation on behalf of the district and Board of Trustees.
 - B. 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 Special Closed Session of May 8, 2013, for the purpose of interviewing Superintendent Candidates. They also participated in the district's Annual Employee Recognition Event held earlier that evening.

Ms. Barbara Groth – Attended a CIF Coordinating Council Meeting for the County of San Diego; and a meeting with State Superintendent of Public Instruction, Mr. Tom Torlakson. Mr. Noah also attended this meeting.

Ms. Beth Hergesheimer – Visited Torrey Pines High School.
9. SUPERINTENDENT’S REPORTS, BRIEFINGS, AND LEGISLATIVE UPDATES..... KEN NOAH, SUPERINTENDENT
Mr. Noah gave an update on a conference call with Schools for Sound Finance. He commented on the meeting he attended with Board President Barbara Groth, with State Superintendent Tom Torlakson, which Mr. Noah stated was a positive and productive meeting. Mr. Noah attended the Annual Crystal Apple Awards hosted by the Church of Latter Day Saints; several teachers and Superintendent Noah were recognized.
10. UPDATE, EARL WARREN MIDDLE SCHOOL..... MARY ANNE NUSKIN, PRINCIPAL
Principal Nuskin celebrated accomplishments at Earl Warren Middle School in academic achievement, interventions and student support, student connections, and technology integration on campus. She also celebrated the school's recent designation as a California Distinguished School.

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.

C. APPROVAL OF CALIFORNIA INTERSCHOLASTIC FEDERATION (CIF) SAN DIEGO SECTION, CONTINUATION OF MEMBERSHIP AGREEMENT, 2013-14

Approve the CIF Continuation of Membership Agreement for 2013-14 school year for annual renewal purposes, as required annually by State of California Interscholastic Federation Bylaws, and presented.

D. AUTHORIZATION OF SCHOOLS' ATHLETIC LEAGUE REPRESENTATIVES, (CIF), 2013-14

Approve the authorization of Schools' Athletic League Representatives for 2013-14 school year as required annually by State of California Interscholastic Federation Bylaws and presented.

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. Azusa Pacific University for student teacher services, during the period July 1, 2013 through June 30, 2016.

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. Industrial Electric Commercial Parts & Service, Inc., to provide an annual Planned Preventative Maintenance Program (PPMP) and time and material "per district request" services on the commercial cooking and refrigeration equipment currently located at San Dieguito High School Academy, during the period May 17, 2013 through June 30, 2013 and then renewing automatically unless either party gives 30 day notice, at the rates of \$295.00 per annual PPMP service call not including parts, freight charges, and taxes, and \$94.00 for the first half hour of labor and travel for "per district request services" and \$94.00 per hour thereafter (charged in 15 minute increments) not including \$0.94 per mile for travel, to be expended from the General Fund 03-00.

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:

1. Carmel Valley Recreation Center, increasing the not to exceed amount for facility leases for Adult Education classes to \$5,685.00, to be expended from the Adult Education Fund 11-00.

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
(None Submitted)

B. APPROVAL/RATIFICATION OF AMENDMENT TO AGREEMENTS
(None Submitted)

C. APPROVAL/RATIFICATION OF PARENT SETTLEMENT AND RELEASE AGREEMENTS

Approve/ratify the following Parent Settlement and Release Agreements, to be funded by the General Fund 06-00/Special Education, and authorize the Director of Special Education to execute the agreements:

1. Student ID No. 1097044053, in the amount of \$8,500.00 for compensatory education, during the period May 16, 2013 through June 30, 2014, and \$6,500.00 for parent reimbursement.

PUPIL SERVICES

- D. 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. Axiom Advisors & Consultants, Inc., to provide non-block grant mandate reimbursement services at the costs of \$2,000.00 for the Behavioral Intervention Plans mandate for fiscal years 1993-94 through 2011-12, plus \$225.00 per school site for mandate compliance check and outside audit preparation, and a 10% filing fee not to exceed \$1,000.00 per claim for all new and on-going mandate filing services, during the period May 17, 2013 through June 30, 2014, to be expended from the General Fund 03-00.

- B. APPROVAL/RATIFICATION OF AMENDMENT TO AGREEMENTS
(None Submitted)

- C. AWARD/RATIFICATION OF CONTRACTS
(None Submitted)

- D. APPROVAL OF CHANGE ORDERS
(None Submitted)

- E. ACCEPTANCE OF CONSTRUCTION PROJECTS
(None Submitted)

- 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. Kitty Siino & Associates, Inc., appraisal services for Parcel 03 and Parcel 05 of Pacific Highlands Ranch, during the period May 17, 2013 through August 17, 2013, in the amount of \$7,000.00, to be expended from the Building Fund–Prop 39 Fund 21-39 and to be reimbursed 50% by Pardee Homes.
2. Field Turf USA, to provide synthetic turf for Field replacement project at Canyon Crest Academy, during the period May 17, 2013 through August 17, 2013, in the amount of \$657,260.00, to be expended from Building Fund–Prop 39 Fund 21-39.
3. Field Turf USA, to provide synthetic turf for Field replacement project at San Dieguito Academy, during the period May 17, 2013 through August 17, 2013, in the amount of \$614,621.00, to be expended from Building Fund–Prop 39 Fund 21-39.

4. Gilbane Building Company, to provide Pre-construction services at La Costa Valley school site, during the period May 17, 2013 through May 17, 2014, in the amount of \$92,900.00, to be expended from Building Fund–Prop 39 Fund 21-39.
5. Gilbane Building Company, to provide Pre-construction services at La Costa Canyon High School Phase 1A and Phase 1B, during the period May 17, 2013 through May 17, 2014, in the amount of \$103,680.00, to be expended from Building Fund–Prop 39 Fund 21-39.
6. Dell Computers, for purchase and installation of an APC Server rack with built in Air Conditioning for the La Costa Canyon High School Server Room, during the period May 17, 2013 through August 17, 2013, in the amount of \$83,268.94, shipping not included, to be expended from Building Fund–Prop 39 Fund 21-39.
7. Ninyo & Moore, to provide Material Testing and Special Inspection Services on various District sites, during the period May 17, 2013 through May 17, 2014, in the amount of \$200,000.00, District may renew the contract annually up to five (5) years, to be expended from Building Fund–Prop 39 Fund 21-39.
8. Nova Services, to provide Material Testing and Special Inspection Services on various District sites, during the period May 17, 2013 through May 17, 2014, in the amount of \$200,000.00, District may renew the contract annually up to five (5) years, to be expended from Building Fund–Prop 39 Fund 21-39.
9. Southern California Soil & Testing, Inc., to provide Material Testing and Special Inspection Services on various District sites, during the period May 17, 2013 through May 17, 2014, in the amount of \$200,000.00, District may renew the contract annually up to five (5) years, to be expended from Building Fund–Prop 39 Fund 21-39.
10. Intratek Computer, Inc., to provide local area network (LAN) implementation at the District's data center, during the period May 17, 2013 through completion, in an amount not to exceed \$35,356.50, to be expended from Building Fund–Prop 39 Fund 21-39.
11. Intratek Computer, Inc., to provide unified communications (UC) and UC specializations (UCS) implementation at the District's data center, during the period May 17, 2013 through completion, in an amount not to exceed \$64,165.50, to be expended from Building Fund–Prop 39 Fund 21-39.
12. Geocon, Inc., to provide geotechnical investigations at Middle School #5, during the period of May 17, 2013 through completion, in an amount not to exceed \$26,500.00, to be expended from Building Fund- Prop 39 Fund 21-39.

H. AWARD/RATIFICATION OF CONTRACTS

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

1. Byrom-Davey, Inc., Bid Package #1 Canyon Crest Academy Field Replacement - Field Replacement, during the period of May 23, 2013 through August 31, 2013, in the amount of \$1,793,529.00, to be expended from Building Fund–Prop 39 Fund 21-39.
2. J&B Engineers, Surveyors, Bid Package #2 Canyon Crest Academy Field Replacement - Surveying, during the period of May 23, 2013 through August 31, 2013, in the amount of \$10,950.00, to be expended from Building Fund–Prop 39 Fund 21-39.
3. David Beckwith & Associates, Bid Package #3 Canyon Crest Academy Field Replacement - SWPPP, during the period of May 23, 2013 through August 31, 2013, in the amount of \$85,000.00, to be expended from Building Fund–Prop 39 Fund 21-39.

DISCUSSION / ACTION ITEMS (ITEMS 16 - 20)

16. PROPOSED BOARD POLICY REVISIONS / HUMAN RESOURCES, (9 TOTAL)

It was moved by Ms. Beth Hergesheimer, seconded by Ms. Amy Herman, to approve the Board Policy Revision Proposals, as presented. Motion unanimously carried.

17. APPROVAL OF RECEIPT & EXPENDITURE OF EDUCATION PROTECTION ACCOUNT (EPA) FUNDING

It was moved by Ms. Amy Herman, seconded by Ms. Joyce Dalessandro, to approve the receipt and expenditure of Education Protection Account (EPA) funding, in the amount of \$2,404,936.00, as presented. Motion unanimously carried.

18. ADOPTION OF 2012-13 DISTRICT BUDGET / SPRING REVISION

It was moved by Zoe Eprile, seconded by Kailey Lawson, to adopt the 2012-13 District Budget / Spring Revision, as presented. Motion unanimously carried.

19. APPOINTMENT OF SUPERINTENDENT OF THE SAN DIEGUITO UNION HIGH SCHOOL DISTRICT

Appointment of Rick Schmitt as Superintendent of the San Dieguito Union High School District, effective July 1, 2013

It was moved by Ms. Beth Hergesheimer, seconded by Ms. Joyce Dalessandro, to appoint Rick Schmitt as Superintendent of the San Dieguito Union High School District, effective July 1, 2013. Motion unanimously carried.

20. APPROVAL OF SUPERINTENDENT EMPLOYMENT CONTRACT, EFFECTIVE JULY 1, 2013 – JUNE 30, 2016

Approval of Employment Contract for Rick Schmitt, as Superintendent of the San Dieguito Union High School District, effective July 1, 2013 – June 30, 2016, as presented.

It was moved by Ms. Amy Herman, seconded by Ms. Joyce Dalessandro, to approve the employment contract for Rick Schmitt, as Superintendent of the San Dieguito Union High School District, effective July 1, 2013 – June 30, 2016, as presented. Motion unanimously carried.

INFORMATION ITEMS..... (ITEMS 19 - 28)

21. PROPOSED BOARD POLICY REVISIONS / SUPERINTENDENT / BOARD BYLAWS, (9 TOTAL), AS PRESENTED.

These policies were presented for first read and will be resubmitted for board action on June 6, 2013.

22. PROPOSED MIDDLE SCHOOL #5 CONCEPTUAL DESIGN UPDATE JOHN ADDLEMAN

Mr. Tom Christian, from Lionakis, addressed the board and gave a recap of a previous board meeting where all members were asked to provide input on structure preferences. Some renderings containing suggested structure preferences were previewed by the board.

24. BUSINESS SERVICES UPDATE ERIC DILL, ASSOCIATE SUPERINTENDENT

Mr. Dill announced that a meeting with the County Tax Assessor is scheduled for May 30th. Mr. Dill will provide a detailed update for the board at the following board meeting.

25. HUMAN RESOURCES UPDATE TORRIE NORTON, EXECUTIVE SUPERINTENDENT

Ms. Norton will be visiting Oak Crest Middle School and Canyon Crest Academy where she will be meeting with parents and staff separately, to receive feedback on what they are looking for in their next principal.

26. EDUCATIONAL SERVICES UPDATE RICK SCHMITT, DEPUTY SUPERINTENDENT

Mr. Schmitt reported that all High School Choice students on the wait list were scheduled to be notified that there will be no one moved off the wait list.

27. PUBLIC COMMENTS – The following members of the public addressed the Board:

- Mrs. Janet Parker – addressed the district’s policies about high school of choice and asked that they reconsider her son’s request to attend a different school.

28. FUTURE AGENDA ITEMS - None discussed.

29. ADJOURNMENT TO CLOSED SESSION – No closed session was necessary.

30. CLOSED SESSION – Nothing further to report out of closed session.

31. ADJOURNMENT OF MEETING - Meeting adjourned at 7:53 PM.

Beth Hergesheimer
Beth Hergesheimer, Board Clerk

6-6-13
Date

Ken Noah
Ken Noah, Superintendent

6-6-13
Date

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

Becky Banning
BECKY BANNING RECORDING SECRETARY
BOARD OF TRUSTEES