



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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AUGUST 20, 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 6:02 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:
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 and/or 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). (2 cases)
D. Consideration and/or deliberation of student discipline matters. (4 cases)

OPEN SESSION / ATTENDANCE

BOARD OF TRUSTEES

All Trustees were present

STUDENT BOARD MEMBERS

(Student Board Members not present during summer months)

DISTRICT ADMINISTRATORS

Ken Noah, Superintendent
Terry King, Associate Superintendent, Human Resources
Steve Ma, Associate Superintendent, Business
Rick Schmitt, Associate Superintendent, Educational Services
Russ Thornton, Executive Director, Facilities
Eric Dill, Executive Director, Business Services
Becky Banning, Recording Secretary

- 3. CALL TO ORDER (ITEM 3)
The regular meeting of the Board of Trustees was called to order at 6:39 PM by President Dalessandro.
- 4. PLEDGE OF ALLEGIANCE (ITEM 4)
Ms. Dalessandro led the Pledge of Allegiance.
- 5. REPORT OUT OF CLOSED SESSION (ITEM 5)
The Board took action to determine students 1202296, 697057, 604634 and 511484 eligible to enroll in their current district of residence. **Motion unanimously carried.**
- 6. APPROVAL OF MINUTES (ITEM 6)
It was moved by Ms. Friedman, seconded by Ms. Groth, that the Minutes of the July 16th Board Meetings be approved as written. **Motion unanimously carried.**

NON-ACTION ITEMS.....(ITEMS 7 - 10)

- 7. STUDENT BOARD REPRESENTATIVES(STUDENTS ADJOURN FOR SUMMER; NO REPORTS PRESENTED)
- 8. BOARD OF TRUSTEES UPDATES AND REPORTS..... (ITEM 8)
Ms. Dalessandro – Attended a luncheon with the San Dieguito Alliance. She also attended both days of the Leadership Team In-service and commended Mr. Noah and the members of the Administrative Leadership Team for the positive and productive interaction.
Ms. Groth – Attended a meeting with the San Diego County School Boards Association at the County Office of Education.
Ms. Hergesheimer – She and the other Board members attended the Leadership Team In-service on August 12th and 13th; a luncheon for new teachers at La Costa Canyon High School sponsored by BTSA; and traveled to Sacramento on July 17 and 18, 2009, to participate in a Summit for City/County Schools.
Ms. Rich – Attended a committee meeting for the pending mural at Earl Warren Middle School.
- 9. SUPERINTENDENT’S, BRIEFINGS AND LEGISLATIVE UPDATES..... (ITEM 9)
Superintendent Noah – Reported on positive feedback received by administrators regarding the Leadership Team In-service; updated the Board on the plans for the District’s General Session of August 28th, which begins at 7:30 AM; gave preliminary results of the latest statewide tests and API projections; and introduced Mr. Russ Thornton, who gave an update on facilities improvements at Torrey Pines High School and Earl Warren Middle School.
- 10. EARL WARREN MS / SOLANA BEACH LIBRARY MURAL DESIGN CHRISTIE BENISTON, ARTIST
Ms. Beniston returned at the request of the Board to present more details on the mural design. She displayed samples of prints and tiles to be used for the construction of the mosaic mural. The Board commended her and gave a nod of consent for completion of the project. They also commended Ms. Beniston for her contribution and commitment to the project.

CONSENT AGENDA ITEMS (ITEMS 11 – 15)

At the request of the Board, Item 15A-10 was pulled and voted on separately after further clarification. It was then moved by Ms. Groth, seconded by Ms. Rich, that all other consent agenda items listed below, and Addendum Item 14C, (see attached), be approved as presented. **Motion unanimously carried.**

Immediately following, the Board received clarification that Item 15A-10 was for ratification of an agreement that provides free *facility* use for the non-profit organization. Ms. Rich, therefore, moved, and Ms. Hergesheimer seconded, to approve Item 15A-10 as explained. **Motion unanimously carried.**

11. SUPERINTENDENT**A. ACCEPTANCE OF GIFTS AND DONATIONS**

Acceptance of Gifts and Donations, as presented.

B. APPROVAL OF FIELD TRIP REQUESTS

Approval of all Field Trip Requests submitted, as presented.

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 presented.

B. APPROVAL OF 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 agreements:

1. San Diego State University for student teaching assignments during the period July 1, 2009 through June 30, 2010.
2. John Calvin Jarboe to conduct a classified employee appeal hearing during the period August 17, 2009 through October 14, 2009, for an amount not to exceed \$5,000.00, to be expended from the General Fund 03-00.
3. Oz Court Reporting to provide court reporting services for a classified employee appeal hearing, during the period August 17, 2009 through October 14, 2009, for an amount not to exceed \$3,500.00, to be expended from the General Fund 03-00.
4. San Dieguito Union High School District to provide a teacher-on-loan to The Regents of the University of California, on behalf of its San Diego Campus Medicine (UCSD) for the teacher to advise a high school student during a grant funded research project, during the period August 1, 2009 through June 30, 2010, for an estimated amount of \$18,000.00 for services performed for UCSD by the teacher.

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

No agreements submitted

B. ADOPTION OF RESOLUTION, SUFFICIENCY OF INSTRUCTIONAL MATERIALS

Adoption of Sufficiency of Instructional Materials Resolution, which declares that sufficient science laboratory equipment, up-to-date textbooks, and instructional materials are present in our district classrooms for use by district staff and students, as presented.

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. North Coastal Consortium for Special Education to provide an assistive technology 1-day training to serve San Dieguito Union High School District, during the period July 1, 2009 through June 30, 2010, at the rate of \$606.00 per diem, to be expended from the General Fund/Restricted 06-00.

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. MTGL, Inc. to provide special DSA testing and inspection services for various miscellaneous small projects, during the period July 1, 2009 through December 21, 2009, at the rate of \$64.00 per hour and \$18.00 per compression test, to be expended from the fund to which the project is charged.
2. Hawthorne Lift Systems to provide preventative maintenance to district Genie lifts as directed, during the period July 1, 2009 through June 30, 2010, at the rate of \$120.00 per hour, to be expended from the General Fund 03-00.
3. Encinitas Community Center for lease of facilities for Adult Education classes during the period July 1, 2009 through June 30, 2010, for an estimated amount of \$10,000.00, to be expended from the Adult Education Fund 11-00.
4. Magdalena Ecke YMCA for lease of facilities for La Costa Canyon High School Boys & Girls Water Polo and Boys & Girls Swim Team programs, during the period August 17, 2009 through April 30, 2010, for an amount not to exceed \$17,100.00, to be paid for by the La Costa Canyon High School Foundation.
5. Western Environmental & Safety Technologies, LLC (WEST) to provide Asbestos Hazard Emergency Response Act (AHERA) three year re-inspection, during the period July 1, 2009 through December 31, 2009, for an amount not to exceed \$1,775.00, to be expended from the General Fund 03-00.
6. Custodial Plus Services to provide gym floor scrubbing and recoating services throughout the District, during the period July 1, 2009 through June 30, 2010, for an amount not to exceed \$37,000.00, to be expended from the General Fund 03-00.
7. San Dieguito Sports Medicine and Scholarship Foundation provide athletic trainers at Torrey Pines High School, La Costa Canyon High School, San Dieguito Academy, and Canyon Crest Academy, during the period July 1, 2009 through June 30, 2012, for an amount of \$106,120.80 for the 09-10 school year, which will be increased 2% annually thereafter, plus certain insurance reimbursements as outlined in the agreement, to be expended from the General Fund 03-00 and reimbursed by the schools' foundations.
8. Tomark Sports to provide maintenance and inspection services to motorized bleacher and basketball structures located throughout the District, during the period July 1, 2009 through June 30, 2010, at the rates of up to \$1,450.00 per bleacher set and \$850 per basketball structure, to be expended from the General Fund 03-00.
9. GMK Enterprises, LLC dba Robeks for 12 oz smoothie supply and 24 oz smoothie supply – south district, during the period from September 1, 2009 through June 18, 2010, at the rate of \$1.50 per 12 oz smoothie and \$1.90 per 24 oz smoothie, to be expended from the Cafeteria Fund 13-00.
10. San Dieguito Union High School District to provide classroom facilities at Earl Warren Middle School to All About Mandarin Academy, Agency for Jewish Education, and German Language Services to conduct after-school language classes of which SDUHSD students may attend free of charge, during the period September 1, 2009 through June 30, 2010.
11. 4-WARD Design, Inc. to provide CAD file upgrade & consolidation services, during the period August 21, 2009 through June 30, 2010, for an amount not to exceed \$25,000.00, to be expended from the General Fund 03-00.

12. Retriever Payment Systems, Inc. to provide credit card processing/merchant services for the San Dieguito Adult School, during the period August 5, 2009 until terminated in writing by either party, at the credit card discount rate of 2.05%, \$0.20 per transaction, and \$14.95 monthly fee, to be expended from the Adult Education Fund 11-00.

B. APPROVAL/RATIFICATION OF AMENDMENT TO AGREEMENTS

No Amendments Submitted

C. 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. Fredricks Electric, Inc. for Cabling Installations-District Wide B2010-01, during the period August 1, 2009 through July 31, 2010, with options to renew two additional one year periods, at the unit prices listed on the attachment, to be expended from the fund to which the project is charged.
2. Ted Company for Miscellaneous Site Improvements at Torrey Pines High School project B2010-02, for an amount not to exceed \$57,000.00, to be expended from the General Fund/Restricted 06-00 (IDEA) and Capital Facilities Fund 25-19.
3. Ted Company for Miscellaneous Site Improvements at Canyon Crest Academy project B2010-03, for an amount not to exceed \$74,000.00, to be expended from the Capital Facilities Fund 25-19.

D. APPROVAL OF CHANGE ORDERS

Approve Change Order No. 1 to the following projects, and authorize Christina M. Bennett, Eric R. Dill or Stephen G. Ma to execute the change orders:

1. Replace Roofing at Torrey Pines High School Locker Room Building project B2009-28, contract entered into with Roejack Roofing, Inc. extending the contract time by 10 calendar days and increasing the contract amount by \$22,550.00, to be expended from the Deferred Maintenance Fund 14-00.
2. Relocate Eight Portable Classrooms at San Dieguito Academy project B2009-25, contract entered into with Ted Company extending the contract time by 14 calendar days and decreasing the contract amount by \$5,000.00.
3. Removal of Covered Walkways at Earl Warren Middle School project B2009-18, contract entered into American Wrecking, Inc., extending the contract time by 51 calendar days and increasing the contract amount by \$2,300.00, to be expended from the Capital Facilities Fund 25-19.
4. Install Vapor Recovery System at SDUHSD Transportation Yard project B2009-16, contract entered into with Western Pump, Inc., extending the contract time by 51 calendar days and decreasing the contract amount by \$674.00.

E. ACCEPTANCE OF CONSTRUCTION PROJECTS

Accept the following construction projects as complete, pending the completion of a punch list, and authorize the administration to file a Notice of Completion with the County Recorder's Office:

1. Replace Roofing at Torrey Pines High School Locker Room Building project B2009-28, contract entered into with Roejack Roofing, Inc.
2. Relocate Eight Portable Classrooms at San Dieguito Academy project B2009-25, contract entered into with Ted Company.
3. Removal of Covered Walkways at Earl Warren Middle School project B2009-18, contract entered into American Wrecking, Inc.

- 4. Install Vapor Recovery System at SDUHSD Transportation Yard project B2009-16, contract entered into with Western Pump, Inc.

F. ADOPTION OF RESOLUTION / LINC LIGHTING & ELECTRICAL ENERGY SERVICES CONTRACT

Adopt the attached resolution and authorize Christina M. Bennett, Eric R. Dill, or Stephen G. Ma to execute all necessary documents to enter into an energy services contract with Linc Lighting & Electrical for the replacement of gymnasium lighting for energy efficiency at Canyon Crest Academy, at no cost to the District. In return, Linc Lighting & Electrical shall receive grant funding from SDG&E's Local Nonresidential Energy Savings Bid Program on our behalf.

G. APPROVAL OF BUSINESS REPORTS

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

DISCUSSION / ACTION ITEM.....(ITEMS 16 - 19)

16. BOARD POLICY REVISION PROPOSAL, #6164.6 AND 6164.6/AR, "IDENTIFICATION, EVALUATION AND PLACEMENT UNDER SECTION 504"

It was moved by Ms. Hergesheimer, seconded by Ms. Groth, to approve Board Policy Revision #6164.6 and 6164.6/AR, "Identification, Evaluation and Placement Under Section 504", as presented. **Motion unanimously carried.**

17. 2009-10 BOARD MEETING SCHEDULE PROPOSAL

It was moved by Ms. Friedman, seconded by Ms. Rich, to approve the 2009-10 Board Meeting Schedule as shown. **Motion unanimously carried.**

18. RESOLUTION OF INTENTION TO DEDICATE INTEREST IN REAL PROPERTY

It was moved by Ms. Groth, seconded by Ms. Hergesheimer, to adopt the Resolution of Intention to Dedicate Interest in Real Property to Verizon Wireless over a telecommunications facility constructed on the Torrey Pines High School campus, as described. **Motion unanimously carried.**

19. RESOLUTION AND/OR REDUCTION OF HOURS AND/OR MONTHS OF CLASSIFIED EMPLOYEES / POSITIONS

It was moved by Ms. Groth, seconded by Ms. Rich, to adopt the Resolution and/or Reduction of Hours and/or Months of Classified Employees for Fiscal Year 2009-2010, as shown. **Motion unanimously carried.**

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

20. BOARD POLICY REVISION PROPOSAL, #4160.29 AND 4160.29/AR-1, "SCHOOL ASSISTANT PRINCIPAL / ADULT SCHOOL / REGIONAL OCCUPATION PROGRAM (ROP) / CAREER TECHNICAL EDUCATION / CAREER TECHNOLOGY EDUCATION"

This item was submitted for first read and will be resubmitted for approval on September 3, 2009.

21. NEW BOARD POLICY PROPOSAL, #4216.3-11.8,"GROUNDS AND CUSTODIAL SUPERVISOR" AND RECLASSIFICATION OF ONE POSITION AND INCUMBENT

This item was submitted for first read and will be resubmitted for approval on September 3, 2009.

22. BUSINESS SERVICES UPDATE STEVE MA, ASSOCIATE SUPERINTENDENT

Mr. Ma gave an update on the Fair Share Budget Proposal and stated the consensus is that risks remain high that there will likely be mid-year cuts to education; distributed photos of the new score board at Torrey Pines High School, which went up earlier that day, donated by the Pop Warner Organization; and distributed printed invitations by the San Dieguito Academy Foundation to a site dedication of the Performing Arts Center on September 1st.

23. HUMAN RESOURCES UPDATE TERRY KING, ASSOCIATE SUPERINTENDENT

Ms. King gave an update on the New Teacher Luncheon held earlier that day and sponsored by BTSA. She also reported that the current SEMS system, an automated substitute caller system, had been upgraded for greater efficiency for both, the users and personnel staff being called to report for work.

24. EDUCATIONAL SERVICES UPDATE RICK SCHMITT, ASSOCIATE SUPERINTENDENT

Mr. Schmitt gave an update on CST results for 2009 and gave an update on the new Data Director System and trainings held earlier that day.

25. PUBLIC COMMENTS – (None presented)

26. FUTURE AGENDA ITEMS – (None discussed)

27. ADJOURNMENT TO CLOSED SESSION – (Nothing further to discuss)

28. REPORT OUT OF CLOSED SESSION – (Nothing further to report)

29. ADJOURNMENT OF MEETING – Meeting adjourned at 7:47 PM.

Barbara Groth, Board Clerk

____ / ____ / 2009
Date

Ken Noah, Superintendent

____ / ____ / 2009
Date