

**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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**JUNE 18, 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 5:45 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).

**OPEN SESSION / ATTENDANCE**

BOARD OF TRUSTEES

Joyce Dalessandro  
Linda Friedman  
Barbara Groth  
Beth Hergesheimer  
(Deanna Rich, Absent)

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  
Eric Dill, Executive Director, Business Services  
John Addleman, Director, Planning & Financial Management  
Sue Koehnen, Director, Human Resources  
Becky Banning, Recording Secretary

3. CALL TO ORDER .....(ITEM 3)  
The regular meeting of the Board of Trustees was called to order at 6:31 PM by President Dalessandro.
4. PLEDGE OF ALLEGIANCE .....(ITEM 4)  
Ms. Dalessandro led the Pledge of Allegiance.
5. CLOSED SESSION REPORT(S) .....(ITEM 5)
  - A. REPORT OUT OF CLOSED SESSION  
No action was taken during Closed Session.
  - B. APPROVAL OF TERMINATION OF EMPLOYEE NUMBER 30929  
On May 22, 2009, Employee Number 30929 received a *Notice of Intention to Recommend Dismissal From Employment*, which included all dismissal charges. The employee requested that the Board of Trustees consider this matter in open session. The employee was present and was represented by Mr. Todd S. Hepper, Esq.  
Associate Superintendent of Human Resources, Terry King, read the charges presented by the district.  
Mr. Harper addressed the Board on behalf of the employee.  
After listening to the charges and Mr. Harper's comments, it was moved by Ms. Groth, seconded by Ms. Friedman, to approve the Dismissal of Employee #30929. **Motion carried. (4 ayes; 0 noes; 1 absent)**
6. APPROVAL OF MINUTES .....(ITEM 6)  
It was moved by Ms. Friedman, seconded by Ms. Hergesheimer, to approve the Minutes of the Regular Board Meeting of June 4, 2009, as presented. **Motion carried. (4 ayes; 0 noes; 1 absent)**

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

7. SCHOOL REPORTS .....(ITEM 7)  
Superintendent Noah introduced two new student board members, Nick Lawson and Allison Yamamoto, and administered the Oath of Office. The students then gave a brief report on events at their schools.
8. BOARD OF TRUSTEES UPDATES AND REPORTS .....(ITEM 8)  
Ms. Dalessandro – attended promotion ceremonies at Oak Crest Middle School and Torrey Pines High School.  
Ms. Friedman – attended the San Dieguito Academy graduation ceremony.  
Ms. Groth – attended promotion ceremonies at Carmel Valley Middle School and Canyon Crest Academy.  
Ms. Hergesheimer – attended the La Costa Canyon High School graduation and was asked to accept the class, her son being among the graduates.  
All four Board Members also attended a Board Workshop held prior to this meeting.
9. SUPERINTENDENT'S REPORTS, BRIEFINGS AND LEGISLATIVE UPDATES .....(ITEM 9)  
Superintendent Noah expressed his appreciation of the Board and Leadership Team after completing his first year as Superintendent of the District.  
Mr. Noah said he was considering relocating the superintendent's offices to the first floor.  
He also gave an update on a recent meeting with Carlsbad City Mayor, Mr. Bud Lewis, to discuss concerns about reclaimed water accessibility. He was accompanied by Trustee Deanna Rich.  
Mr. Noah attended Sunset High School's graduation ceremony on July 11<sup>th</sup>.

He also announced that Mr. Bjorn Paige and Mr. Marc VanOver had been selected as the new Assistant Principals at La Costa Canyon High School; Ryan Yee, reassigned as Assistant Principal at Earl Warren Middle School; and Marcia Pink, reassigned as Assistant Principal at Carmel Valley Middle School.

10. Introduction of New Administrators .....Ken Noah  
Mr. Noah introduced Mr. Kyle Ruggles, new Principal at La Costa Canyon High School; Mr. Mike Modeer, new Assistant Principal at Oak Crest Middle School; Mr. Marc VanOver, new Assistant Principal at La Costa Canyon High School; and Ms. Delores Perley, new Director of Finance. Mr. Bjorn Paige was not able to attend this meeting.

**CONSENT AGENDA ITEMS .....(ITEMS 11 – 15)**

It was moved by Ms. Groth, seconded by Ms. Hergesheimer, that all consent agenda items listed below be approved as presented. **(Roll call); Motion carried. (4 ayes; 0 noes; 1 absent)**

**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.  
*Please Note: The certificated personnel action report was revised to include 1) employment of Bjorn Paige as Probationary Assistant Principal at La Costa Canyon High School and, 2) a change in assignment of Mark VanOver from Permanent Teacher at Canyon Crest Academy to Probationary High School Assistant Principal at La Costa Canyon High School, beginning 2009-10 school year.*
- B. APPROVAL /RATIFICATION OF AGREEMENTS  
Approve/ratify entering into the following agreements and authorize Christina M. Bennett, Eric R. Dill or Stephen G. Ma to execute the agreements:
  - 1. Keenan & Associates to provide employee benefits consulting and brokerage services, during the period July 1, 2009 through September 30, 2010, and shall automatically renew for one year periods unless either party gives sixty day written notice of non-renewal, at a commission rate of twelve and one-half percent (12.5 %) to be taken from the carrier for the placement of benefits products.
  - 2. Prudential Insurance Company of America to provide classified and management long-term disability coverage, beginning on July 1, 2009 and continuing until terminated by thirty day written notice from the District, with no changes in the current rates or terms.
- C. ADOPTION OF DECLARATION OF NEED FOR FULLY QUALIFIED EDUCATORS  
Adopt the attached Declaration of Need for Fully Qualified Educators, as per 1994 California Commission on Teacher Credentialing (CCTC) requirement, in order to hire teachers on emergency credentials, as presented.

- D. APPROVAL OF ENGLISH LANGUAGE AUTHORIZATION STIPEND FOR CERTIFICATED STAFF  
Approve prorated stipend for English Language Authorization certificated staff, as per the San Dieguito Faculty Association Contract Agreement, as presented.
- E. DIRECTOR OF TECHNOLOGY, CHANGE OF TITLE / WORK YEAR  
Approve the changed title/work year of the Director of Technology, as presented.

### 13. EDUCATIONAL SERVICES

- A. APPROVAL/RATIFICATION OF AGREEMENT  
Approve/ratify entering into the following agreement and authorize Christina M. Bennett, Eric R. Dill or Stephen G. Ma to execute the agreement:
  - 1. Walroux Enterprises to provide grant writing, research, and reporting services, during the period July 1, 2009 through June 30, 2010, for an amount not to exceed \$66,000.00 plus mandatory conference travel expenses, to be expended from General Fund/Restricted 06-00.

### 14. PUPIL SERVICES

- A. APPROVAL/RATIFICATION OF NON-PUBLIC SCHOOL / NON-PUBLIC AGENCY CONTRACTS  
No Contracts Submitted
- B. APPROVAL/RATIFICATION OF AGREEMENT  
Approve/ratify entering into the following agreement and authorize Christina M. Bennett, Eric R. Dill, Stephen G. Ma, or Ken Noah to execute the agreement:
  - 1. Carlsbad Unified School District to share the cost of leasing the site for the Adult Transition Program shared by CUSD and SDUHSD, during the period July 1, 2008 through June 30, 2009, in the amount of \$34,000.00, 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. Island Roots Protective Services to provide graduation week security services at Torrey Pines High School, San Dieguito Academy, La Costa Canyon High School, and Canyon Crest Academy, during the period of June 5, 2009 through June 12, 2009, at the rate of \$40.00 per hour for a total amount of \$6,240.00, to be expended from the General Fund 03-00.
  - 2. Gas Equipment Systems, Inc. to provide scheduled maintenance, service, and inspection of the Transportation Department's CNG fueling facility, during the period July 1, 2009 through June 30, 2010, for an amount not to exceed \$17,025.48, to be expended from the General Fund/Restricted 06-00.
  - 3. Roesling Nakamura Terada Architects, Inc. to provide small project miscellaneous architectural, engineering and construction administration services for maintenance projects as assigned, during the period July 1, 2009 through June 30, 2010, for an amount not to exceed \$30,000.00, to be expended from the fund to which the project is charged.
- B. APPROVAL/RATIFICATION OF AMENDMENT TO AGREEMENT  
Approve/ratify amending the following agreement and authorize Christina M. Bennett, Eric R. Dill or Stephen G. Ma to execute the agreement:

1. San Diego Scenic Tours, Inc., NCST, Inc., McClintock Hartley Enterprises, Inc. DBA: Goldfield Stage & Co., Sundance Stage Lines, Inc., Certified Transportation Services, Inc., Sun Diego Charter Co., and Grand Pacific Charter extending the Extra Curricular Transportation services contract B2009-03, for trips to be scheduled during the period July 1, 2009 through June 30, 2010, with a 3% increase in rates as stipulated in the contract, to be expended from the program fund requesting the transportation.

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. Roejack Roofing, Inc. for the Replace Roofing at Torrey Pines High School Locker Room Building project B2009-28, for an amount not to exceed \$92,800.00, to be expended from the Deferred Maintenance Fund 14-00.
2. Blair Rasmussen Construction, Inc. for the Front Entry Site Improvements at Earl Warren Middle School project B2009-27, for an amount not to exceed \$109,000.00, to be expended from the General Fund/Restricted 06-00 (IDEA) and the Capital Facilities Fund 25-19.
3. Ted Company for the Relocate Eight Portable Classrooms at San Dieguito Academy project B2009-25, for an amount not to exceed \$94,000.00, to be expended from the Capital Facilities Fund 25-19.

D. REJECTION OF BIDS AND AUTHORIZATION TO RE-BID

Reject all bids received for the Miscellaneous Site Improvements at Torrey Pines High School and Canyon Crest Academy project B2009-26 due to the high dollar amount of the bids received and authorize the administration to revise the scope of work and re-bid the project.

E. ACCEPTANCE OF RECOMMENDATION

Accept the recommendation of District Staff to select Siemens Building Technologies, Inc. for district wide Energy Conservation and Environmental Services, and authorize the Superintendent or designee to begin negotiations for a contract, to be approved, if acceptable, by the Board of Trustees at a later date.

F. ADOPTION OF RESOLUTION / COOPERATIVE BID

Adopt the attached resolution authorizing contracting pursuant to cooperative bid and award documents from the San Joaquin County Office of Education for the purchase and installation of three (3) DSA approved peak roof triangle shade structures at Carmel Valley Middle School, in the amount of \$53,124.00, to be expended from the Capital Facilities Fund 25-19, and authorize Christina M. Bennett to execute all necessary contract documents.

G. APPROVAL OF CHANGE ORDERS

No Change Orders Submitted

H. ACCEPTANCE OF CONSTRUCTION PROJECTS

No Construction Projects Submitted

I. AUTHORIZATION TO ADVERTISE FOR BIDS / APPROVE CONTRACTS AND AGREEMENTS

1. Authorize the Superintendent of Schools to direct the administration to advertise for any necessary bids, during the period July 1, 2009 through June 30, 2010.
2. Authorize the Superintendent of Schools or designee to approve entering into all contracts/agreements, during the period June 12, 2009 through August 31, 2009, and that the contracts/agreements be presented to the Board of Trustees for ratification at the next regularly scheduled meeting.

J. ADOPTION OF RESOLUTION AUTHORIZING SALE OF SURPLUS PERSONAL PROPERTY AND INSTRUCTIONAL SUPPLIES

Adopt the attached resolution authorizing the administration to sell surplus property on an as needed basis during the course of the 2009-10 fiscal year.

K. APPROVAL OF BUSINESS REPORTS

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

**DISCUSSION / ACTION .....(ITEM 16)**

16. ADOPTION OF PROPOSED INSTRUCTIONAL CALENDARS

It was moved by Ms. Hergesheimer, seconded by Allison Yamamoto, to adopt Instructional Calendars for school years 2010-11, 2011-12 and 2012-13, as shown in the attached supplements.  
**Motion carried. (4 ayes; 0 noes; 1 absent)**

**INFORMATION ITEMS..... (ITEMS 17 – 24)**

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

Mr. Ma gave an update and handout on 403(b) tax sheltered annuity from Cal STERS and addressed the district's intentions to change business relationships with Fringe Benefits Consortium in the coming months.

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

Ms. King gave an update on summer school staffing and class sizes and said that although summer school had been reduced to two sites and larger class sizes, teachers were being cooperative and creative with ways to meet the demand.

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

Mr. Schmitt gave an update on a Principals meeting held earlier that day. He stated the Data Director implementation process is about to begin and will include trainings of administrators and voluntary training of teachers, and that by January of 2010, all teachers would have had opportunity to participate in voluntary trainings.

20. PUBLIC COMMENTS – J. Berlfein

Ms. Berlfein addressed the Board about an article in the local papers regarding allegations of cheating at a school and expressed her concerns. Mr. Noah offered to meet with parent along with Mr. Schmitt, to address her concerns.

21. FUTURE AGENDA ITEMS – (None discussed)

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

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

24. ADJOURNMENT OF MEETING – Meeting adjourned at 7:24 PM.

\_\_\_\_\_  
Barbara Groth, Board Clerk

\_\_\_\_ / \_\_\_\_ / 2009  
Date

\_\_\_\_\_  
Ken Noah, Superintendent

\_\_\_\_ / \_\_\_\_ / 2009  
Date