

### **MINUTES**

# OF THE SAN DIEGUITO UNION HIGH SCHOOL DISTRICT BOARD OF TRUSTEES

#### **REGULAR BOARD MEETING**

Board of Trustees Joyce Dalessandro Beth Hergesheimer Amy Herman Maureen "Mo" Muir John Salazar

> Superintendent Rick Schmitt

## **FEBRUARY 5, 2015**

THURSDAY, FEBRUARY 5, 2015
6:30 PM
DISTRICT OFFICE BOARD ROOM 101
710 ENCINITAS BLVD., ENCINITAS, Ca. 92024

PRELIMINARY FUNCTIONS	(ITEMS 1 – 6)
1. CALL TO ORDER	6:10 PM
	ed the meeting to order at 6:10 PM to receive public comments on . No public comments were presented.
2. CLOSED SESSION	6:11 PM
The Board convened to Close	d Session at 6:11 PM to discuss the following:
to consideration of the app dismissal of a public empl	ues, pursuant to Government Code Sections 11126 and 54957; limited pointment, employment, evaluation of performance, discipline/ release, oyee or to hear complaints or charges brought against such employee oyee unless the employee requests a public session. (2 Issues)
B. To conference with Labor	Negotiators, pursuant to Government Code Section 54957.8.
	erintendent and Associate Superintendents (3) San Dieguito Faculty Association / California School Employees
REGULAR MEETING / OPEN SES	SION6:30 PM
<u>ATTENDANCE</u>	
BOARD OF TRUSTEES AND STUDENT B	BOARD REPRESENTATIVES
Joyce Dalessandro Beth Hergesheimer Amy Herman Maureen "Mo" Muir John Salazar	Courtney Walsh, San Dieguito High School Academy Melanie Farfel, Canyon Crest Academy Monica Bertha (Alternate), La Costa Canyon High School Erica Lewis, Torrey Pines High School Ali Berger, Sunset Continuation/North Coast Alt. High Schools
DISTRICT ADMINISTRATORS / STAFF	
Torrie Norton, Associate Superint Russ Thornton, Chief Facilities Of John Addleman, Director, Plannin Tim Hornig, Principal, San Dieguit	perintendent, Educational Services endent, Human Resources ficer g Services
3. RECONVENE REGULAR MEETING	G / CALL TO ORDER(ITEM 3)
	Board of Trustees was called to order at 6:31 PM by President Beth
4. PLEDGE OF ALLEGIANCE	(ITEM 4)

President Hergesheimer led the Pleage of Allegiance.	
REPORT OUT OF CLOSED SESSION	(Ітем 5)

The Board met in Closed Session and no action was taken.

It was moved by Ms. Dalessandro, seconded by Ms. Muir, to approve the minutes of the January 15, 2015 Regular Board Meeting, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

## NON-ACTION ITEMS .....(ITEMS 8 - 10)

7. STUDENT INTRODUCTIONS / UPDATES

5.

- 8. BOARD REPORTS AND UPDATES

All five board members attended the Board Workshop held prior to the regular meeting.

Ms. Dalessandro attended the Parent Site Representative Council meeting and the Encinitas City School Liaison Committee meeting.

Mr. Salazar commented on the issue of vaccinations, school cyber-attacks, and the High School Enrollment Student Group meetings not being open to the press.

Ms. Herman attended the Legislative Action Network (LAN) meeting, and the Parent Site Representative Council meeting.

Ms. Muir attended the Torrey Pines HS Foundation "Toast to 40 Years!" fundraiser, toured Diegueno and Carmel Valley Middle Schools with Mr. Schmitt, met with Dr. Grove regarding integrated Math, commented on Home-To-School and field trip transportation, and student shadowing with local businesses.

Ms. Hergesheimer also attended the LAN meeting, and toured La Costa Canyon HS.

- 9. SUPERINTENDENT'S REPORTS, BRIEFINGS, LEGISLATIVE UPDATES......RICK SCHMITT, SUPERINTENDENT Superintendent Schmitt gave an update on the LAN meeting and thanked the Board for their questions and ideas.

\*Public Comments, to be heard after Item #10.

Doug Perkins commented on Item 6, the minutes of January 15, 2015, and encouraged keeping the most restrictive of bond financing terms.

Sheri Perlman commented on the Academy's 9<sup>th</sup> graders on the waitlist this year and Passage of Prop AA. Paul Gaspar commented on bond issues, would like to see a more diverse board with more financial experience, more health care experience, and wants the board to consider term limits.

Sarah Gardner commented on the High School Enrollment Study Group to which she is a voluntary member, the article about boundaries, and if the media was allowed to attend the meetings, the study group discussions would be curbed.

Steven McDowell commented on resolutions as consent agenda items for approval.

<u>CONSENT ITEMS</u>.....(ITEMS 11 - 15)

Item 13 (Agreements/Educational Services) was pulled from the Consent Agenda by Ms. Muir.

Item 14C (Parent Settlement & Release Agreements/Special Education), 14D (Agreements/Pupil Services), 15G5 (Agreements/Byrom-Davey/Prop AA), 15I-1 & 2 (Resolution / Lease-Leaseback/Prop AA) was pulled from the Consent Agenda by Mr. Salazar.

PUBLIC COMMENTS on Consent Agenda Items:

Steven McDowell commented on the lease-leaseback resolution and competitive bidding.

Paul Gaspar commented on athletic training services he previously provided and lack of competitive bidding.

It was moved by Ms. Dalessandro, seconded by Ms. Herman, that Consent Agenda Items #11-12, 14A-B, 15A-G4, 15H, and 15J-L, be approved, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

\*It was moved by Mr. Salazar, seconded by Ms. Dalessandro, that Item 13 be approved, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

\*It was moved by Mr. Salazar, seconded by Ms. Herman, that Item 14C be approved, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

\*It was moved by Ms. Herman, seconded by Ms. Dalessandro, that Item 14D be approved, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

\*It was moved by Ms. Dalessandro, seconded by Ms. Herman, that Item 15I-1 be approved, as presented. Ayes: Dalessandro, Hergesheimer, Herman; Noes: Muir, Salazar. *Motion carried*.

\*It was moved by Ms. Herman, seconded by Ms. Dalessandro, that Item 15I-2 be approved, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

\*It was moved by Ms. Herman, seconded by Ms. Dalessandro, that Item 15G5 be approved, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

#### 11. SUPERINTENDENT

- A. GIFTS AND DONATIONS (None Submitted).
- B. FIELD TRIP REQUESTSApprove the Field Trip Requests, as 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.

#### 13. EDUCATIONAL SERVICES

\*Item 13 pulled from the Consent Agenda and voted on separately, as shown above.

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. The Regents of the University of California (UCSD), to provide California Healthy Kids Survey (CHKS) support services, during the period February 6, 2015 until project completion, for an estimated amount not to exceed \$37,180.00, to be expended from the General Fund 01-00.

#### 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

Approve/ratify 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. Nancy E. Markel, Ph.D. (ICA), to provide neuropsychological assessments and IEP support in an educational setting, during the period July 1, 2014 through June 30, 2015, at the rate of \$225.00 per hour, to be expended from the General Fund/Restricted 01-00.

#### 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. Fred Finch Youth Center (NPS), adding a provision for a one on one instructional aide, during the period September 2, 2014 through June 30, 2015, at the rate of \$19.65 per hour, to be expended from the General Fund/Restricted 01-00.

\*Item 14C pulled from the Consent Agenda and voted on separately, as shown above.

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 01-00/Special Education, and authorize the Director of Special Education to execute the agreements:

- 1. Student ID #8216678867 for educationally related vision therapy (VT) sessions and attorney fees reimbursement, for the period up to January 13, 2015, in the amount of \$10,800.00.
- 2. Student ID #4450247054 for educationally related tuition, services and attorney fees reimbursement, for the period up to June 30, 2015, in the amount of \$46,960.00.

#### **PUPIL SERVICES**

\*Item 14D pulled from the Consent Agenda and voted on separately, as shown above.

D. APPROVAL/RATIFICATION OF AGREEMENTS

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

1. ESI, International, Inc., to provide private investigator services for residency checks, during the period February 6, 2015 through June 30, 2015, in an amount not to exceed \$2,000.00, to be expended from the General Fund 01-00.

#### 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 Rick Schmitt to execute the agreements:

1. MSDSpro, LLC operating as SDSpro, to provide software maintenance support for Web Inventory Manager, during the period February 11, 2015 through February 10, 2016, for an amount not to exceed \$1,710.00, to be expended from the General Fund 01-00.

- 2. San Diego Fire-Rescue Department, to provide automatic external defibrillators (AED) program maintenance, during the period January 20, 2015 through January 19, 2017, for annual fees in the amounts of \$50.00 for the reinstatement fee, \$25.00 for each AED up to the first ten and \$10.00 for each additional AED after ten, to be expended from the General Fund 01-00.
- 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 Rick Schmitt to execute the agreements:

- 1. MA Engineers, to provide commissioning services in accordance with Title 24 at San Dieguito High School Academy, during the period February 6, 2015 through completion, on a fixed fee in an amount not to exceed \$28,000.00, to be expended from Building Fund–Prop 39 Fund 21-39.
- 2. Oceanside Unified School District, to provide temporary rental of tennis courts for San Dieguito High School Academy due to Prop AA construction, during the period March 1, 2015 through June 1, 2015, on a time and material basis in an amount not to exceed \$7,000.00, to be expended from Building Fund–Prop 39 Fund 21-39.
- 3. ModSpace, to deliver, install and remove two temporary office buildings at La Costa Canyon High School for temporary Transportation Services offices, during the period February 9, 2015 through February 8, 2017, on a fixed fee in an amount not to exceed \$14,374.80, to be expended from Capital Facilities Fund 25-19.
- 4. United Site Services, to deliver, install and remove two portable restroom trailers and one free standing sink, with bi-weekly services at La Costa Canyon High School for temporary Transportation Services offices, during the period February 9, 2015 through February 8, 2017, on a fixed fee in an amount not to exceed \$20,435.98, to be expended from Capital Facilities Fund 25-19.

\*Item 15G5 pulled from the Consent Agenda and voted on separately, as shown above.

- 5. Byrom-Davey Inc., to establish a Final Guaranteed Maximum Price (GMP) to Lease Lease/Back Agreement at La Costa Valley Site for the La Costa Valley Site and Athletic Field Improvements Project, during the period February 6, 2015 through completion, Final GMP in an amount of \$9,258,460.00, to be expended from Building Fund–Prop 39 Fund 21-39.
- H. 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. Twining, Inc., amend contract CB2013-31 to provide storm water pollution prevention services district wide, during the period February 6, 2015 through June 30, 2015, increasing the amount of the contract by \$100,000.00 for a new total of \$300,000.00, to be expended from Building Fund–Prop 39 Fund 21-39.
- 2. Southern California Soils amend contract CB2013-08 to provide specialty inspection services district wide, during the period May 17, 2014 through June 30, 2015, extending the term to June 30, 2016, increasing the amount of the contract by \$400,000.00 for a new total of \$750,000.00, to be expended from Building Fund–Prop 39 Fund 21-39.
- 3. Nova amend contract CB2013-08 to provide specialty inspection services district wide, during the period May 17, 2014 through June 30, 2015, extending the term to June 30, 2016, increasing the amount of the contract by \$300,000.00 for a new total of \$500,000.00, to be expended from Building Fund–Prop 39 Fund 21-39.
- 4. Ninyo & Moore amend contract CB2013-08 to provide specialty inspection services district wide, during the period May 17, 2014 through June 30, 2015, extending the term to June 30, 2016, increasing the amount of the contract by \$150,000.00 for a new total of \$500,000.00, to be expended from Building Fund–Prop 39 Fund 21-39.
- I. ADOPTION OF RESOLUTION / LEASE-LEASEBACK

Adopt the following resolutions, and authorize Christina M. Bennett or Eric R. Dill to execute the necessary documents:

\*Item 15I1 pulled from the Consent Agenda and voted on separately, as shown above.

 Resolution approving and authorizing execution of Site Lease, Sublease Agreement, and Construction Services Agreement for the Lease-Leaseback Agreement with Erickson Hall Construction Company for the construction of the Torrey Pines High School Phase 2 to be expended from Building Fund-Prop 39 Fund 21-39, as shown in the attached supplement.

\*Item 15I2 pulled from the Consent Agenda and voted on separately, as shown above.

- 2. Resolution approving and authorizing execution of Site Lease, Sublease Agreement, and Construction Services Agreement for the Lease-Leaseback Agreement with Byrom-Davey Inc., for the La Costa Valley Site and Athletic Field Improvements to be expended from Building Fund-Prop 39 Fund 21-39, as shown in the attached supplement.
- J. AWARD/RATIFICATION OF CONTRACTS (None Submitted)
- K. APPROVAL OF CHANGE ORDERS (None Submitted)
- L. ACCEPTANCE OF CONSTRUCTION PROJECTS (None Submitted)

## DISCUSSION / ACTION ITEMS ..... (ITEMS 16 - 20)

16. ADOPTION OF NEW/REVISED/DELETED BOARD POLICIES AND/OR ADMINISTRATIVE REGULATIONS / EDUCATIONAL SERVICES

Motion by Melanie Farfel, seconded by Ms. Dalessandro, to adopt the new/revised/deleted board policies and/or administrative regulations, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

- A. BP 0460 AND AR-1, LOCAL CONTROL AND ACCOUNTABILITY PLAN (NEW)
- B. BP 6142.2 AND AR-1, "WORLD FOREIGN LANGUAGE INSTRUCTION" (NEW)
- C. BP 6142.3, "CIVIC EDUCATION" (NEW)

- D. BP 6142.5/AR-1, "ENVIRONMENTAL AWARENESS" (DELETE)
- E. BP 6142.6, "Visual and Performing Arts Education" (NEW)
- F. BP 6142.7, "Physical Education and Activity" (NEW)
- G. BP 6142.8, "Comprehensive Health Education" (NEW)
- H. BP 6142.91, "Reading / Language Arts Instruction" (New)
- I. BP 6142.92, "MATHEMATICS INSTRUCTION" (NEW)
- J. BP 6142.93, "SCIENCE INSTRUCTION" (NEW)
- K. BP 6142.94, "HISTORY-SOCIAL SCIENCE INSTRUCTION" (NEW)
- L. BP 6146.1 AND AR-1, "HIGH SCHOOL GRADUATION REQUIREMENTS" (REVISED); BP 6200.1 AND AR-1, "HIGH SCHOOL GRADUATION REQUIREMENTS" (DELETE)
- 17. ADOPTION/APPROVAL OF RESCINDMENT OF BOARD POLICIES 4216.3-02.1 THROUGH 4216.3-91.1 (CLASSIFIED JOB DESCRIPTIONS) AND DESIGNATE THE PERSONNEL COMMISSION AS THE CUSTODIAN OF RECORD

Motion by Mr. Salazar, seconded by Ms. Herman, to adopt/approve the rescindment of board policies #4216.3-02.1 through #4216.3-91.1 (classified job descriptions) from board policy and designate the Personnel Commission as the custodian of record for such documents, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

18. APPROVAL OF AGREEMENTS FOR INVESTMENT BANKING/UNDERWRITER SERVICES FOR DISTRICT GENERAL OBLIGATION BOND SERIES B

## Items 18A & B voted on separately, as follows:

Motion by Ms. Dalessandro, seconded by Ms. Herman, to approve entering into the following agreement and authorize Christina M. Bennett, Eric R. Dill, or Rick Schmitt to execute the agreements, as presented. Ayes: Dalessandro, Hergesheimer, Herman; Noes: Muir, Salazar. *Motion carried.* 

A. Stifel, Nicolaus & Company, Inc., to provide investment banking/bond underwriting services for District General Obligation Bond Series B, during the period February 6, 2015 through completion, subject to a negotiated underwriting discount prior to bond issue not to exceed 0.2% of the bond issue, to be expended from future bond issue.

Motion by Mr. Salazar, seconded by Ms. Herman, to approve entering into the following agreement and authorize Christina M. Bennett, Eric R. Dill, or Rick Schmitt to execute the agreements, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar; Noes: None. *Motion unanimously carried*.

- B. J.P. Morgan Securities LLC, to provide bond underwriting services for District General Obligation Bond Series B, during the period February 6, 2015 through completion, subject to a negotiated underwriting discount prior to bond issue not to exceed 0.2% of the bond issue, to be expended from future bond issue.
- 19. ADOPTION OF RESOLUTION / FINAL MITIGATED NEGATIVE DECLARATION / LA COSTA VALLEY SITE
  - PUBLIC HEARING The public hearing was opened at 8:10 PM by President Hergesheimer. There being no public comment, the hearing was closed at 8:11 PM.
  - Motion by Ms. Dalessandro, second by Mr. Salazar, to adopt the attached resolution adopting
    the Final Mitigated Negative Declaration for the La Costa Valley Site, for which an Initial Study
    was Prepared, All in Accordance with the California Environmental Quality Act, as amended, and
    Adopting a Related Mitigation Monitoring and Reporting Program, and making findings and
    certification thereto, as presented. Ayes: Dalessandro, Hergesheimer, Herman, Muir, Salazar;
    Noes: None. Motion unanimously carried.
- 20. Public Hearing / Preliminary Endangerment Assessment (PEA) for La Costa Valley Site Public Hearing The public hearing was opened at 8:12 PM by President Hergesheimer. There being no public comment, the hearing was closed at 8:13 PM.

INFORMATION ITEMS	(ITEMS 19 - 30)
21. TEACHER CHANGE REQUEST	MIKE GROVE, Ed.D., ASSOCIATE SUPERINTENDENT
Dr. Grove stated that this item was placed on update on district practice regarding requesting	the agenda at the request of a parent and gave an a teacher change based on preference.
PUBLIC COMMENTS -	
	igmire requested the Board change the current district cher change based on 1) the requested teacher has ng the first three weeks of school/semester.
22. LABOR COMPLIANCE PROGRAM ANNUAL REPOR JUNE 30, 2014	T 2014, REPORTING PERIOD, JULY 1, 2013 THROUGH
This item was submitted as information only, as	•
23. BUSINESS SERVICES UPDATE	ERIC DILL, ASSOCIATE SUPERINTENDENT
Mr. Dill had nothing further to report.	
24. HUMAN RESOURCES UPDATE	
Ms. Norton gave an update on nominations for be scheduled in May.	Classified Employee of the Year with a celebration to
25. EDUCATIONAL SERVICES UPDATE	MIKE GROVE, Ed.D., ASSOCIATE SUPERINTENDENT
	ollment selection, High School Information Nights, the chool intra-transfer requests, and the purpose and ady Group.
26. Public Comments –	
	tic trainer services contract, requested the district pay contract, and commented on the Prop AA bond.
27. FUTURE AGENDA ITEMS -	
Teacher Change Request	
28. ADJOURNMENT TO CLOSED SESSION - No closed	session was necessary.
29. CLOSED SESSION – Nothing further to report.	·
30. ADJOURNMENT OF MEETING – The meeting adjou	irned at 8:54 PM
John Salazar, Board Clerk	2-19-15 Date
	2-19-15
Rick Schmitt, Superintendent	Date

# **Proposal to Allow for Class Changes**

In an effort to improve the educational experience for the students in the SDUHSD we propose the following:

Students may transfer out of a class that is not meeting their needs provided the following parameters are met:

- 1. Incoming class has space available
- 2. Request to transfer takes place during the first three weeks of school or first three weeks of a semester (if a new class begins at semester break).

# **Benefits of this Proposal**

- 1. More students' needs are being met.
- 2. Less effective teachers are more motivated to improve teaching methods.
- 3. Better student/teacher and parent/teacher relationships