

**Regular Meeting of the San Dieguito Union High School District Board of Trustees (Tuesday, January 31, 2023)**

*Generated by Shannon Martinez (Fabiola Baylon-Garcia, recorder)*

**Members present**

Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

**Meeting called to order at 5:00 PM**

1. Call to Order (5:00 PM)

A. Welcome

B. Pledge of Allegiance

Trustee Anderson led the Pledge of Allegiance.

C. Approval of Agenda

Motion to Approve the Agenda of the January 31, 2023, Regular Board Meeting

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

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2. Public Comment - Closed Session

There were 14 public speakers for closed session.

Dr. June Wang

Ming Zhu

Nicole Bernstein

Janice Halowka

Wang Hong

Garvin Walsh

Peng Peng

Nirit Luchans

Carlos Magana

Carmen Blum

Jon Hall

Roberta Blank

Naomi Diehl

Becca Cheesmen

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3. Closed Session

A. Student Expulsion Matters Pursuant to Education Code Section 48918 (Case #2023-180SD)

B. Conference with Legal Counsel – Existing Litigation (Gov't Code Section 54956.9(d)(1)): C.E. v. San Dieguito Union High School District (filed 11/30/17); San Diego Superior Court Number 37-2017-00046020

C. Public Employee Evaluation (Gov't Code Section 54957)

D. Conference with Legal Counsel - Existing Litigation (Gov. Code, § 54956.9, subd.(d)(1)) - United States District Court for the Southern District of California Case No. 22-CV-00450-JO-BLM

E. Conference with Legal Counsel - Existing Litigation (Gov. Code, § 54956.9, subd.(d)(1)) - United States District Court for the Southern District of California Case No. 22-CV-01703-H-BGS

F. Conference with Legal Counsel - Anticipated Litigation (Gov't Code Section 54956.9, subd. (d)(2) and (d)(4)): One Case

G. Conference with Labor Negotiators (Gov't Code Section 54957.6)

H. Conference with Legal Counsel - Anticipated Litigation (Gov't Code Section 54956.9(d)(2)): Two Cases

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4. Reconvene to Open Session (7:00 PM)

A. Report Out of Closed Session

There was nothing to report out of closed session.

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5. Reports

A. Interim Superintendent - Tina Douglas

Interim Superintendent Douglas shared updates from the month of January.

B. Student Board Members

Student Board Members shared updates from their school sites.

C. La Costa Canyon High School Presentation

Principal Justin Conn gave a presentation on LCC updates and an overview of the LCAP goals.

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6. Recognitions

A. Recognition of the Boys and Girls Club

Bryan Marcus, Associate Superintendent of Educational Services recognized the extraordinary work that the Boys & Girls Club is creating in our community and the positive impact in our district.

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7. Public Comment - Non-Agenda Items

There were 11 public speakers for non-agenda items.

Ming Zhu: Spoke regarding the District violating the Brown Act.

Janice Holowka: Spoke regarding Anti Semitism and asked the Board to approve a resolution affirming the protection of students against discrimination, harassment, intimidation and bullying at one of the upcoming two board meetings.

Marci Strange: Spoke regarding supporting the Asian community and the dismissal of Dr. Ward and the cost to our district.

Selina Liu: Spoke regarding SDUHSD building at pool in our district.

Linda Sax: Spoke regarding academics and how much money we spend on academics.

Aya Fergeson and Katerina Wietfeldt: Spoke regarding building a pool at TPHS.

Eva Fergeson: Spoke regarding building a pool at TPHS.

Jesse Fergeson: Spoke regarding building a pool at TPHS.

Peng Peng: Spoke regarding vaping in the bathroom at TPHS.

Xiu Yang: Spoke regarding building a pool in SDUHSD.

Hong Wu: Spoke regarding building a pool, resurfacing tennis courts and students not vaping in the bathroom.

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8. Public Comment - Agenda Items

There were 6 public speakers for agenda items.

Ming Zhu: 12o

Janice Holowka: 9a and 12b  
Marci Strange:12o  
Garvin Walsh: 12f  
Peng Peng:9a,b and 12 hij  
Hong Wu: 9a and 12o

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## 9. Governance Discussion & Action Items

### A. Board Governance Protocols

President Viskanta and Interim Superintendent Douglas provided a summary of the Governance Workshop.

### B. Establishment of Board Governance Subcommittee

It is recommended that the Board approve the establishment of a subcommittee to review Parliamentary Procedures and the Governance Handbook for future Board consideration.

Motion by Michael Allman, second by Katrina Young.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

### C. Discussion of Board Governance Calendar

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## 10. Consent Agenda

### A. Approval of Minutes

The minutes for the December 13, 2022 will be revised.

It is recommended that the Board approve the minutes of the November 17, 2022 Regular Board Meeting, November 29, 2022 Special Board Meeting as shown in the attached supplement.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

### B. Approval / Ratification of Agreements & Amendments to Agreements

It is recommended the Board approve/ratify the Agreements/Amendments to Agreements as shown in the attached charts.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

### C. Acceptance of Construction Projects

It is recommended that the Board accept the following project as complete and authorize administration to file a Notice of Completion with the County Recorders' Office and release final retention for the following: 1. Carmel Valley Middle School Entryway Enhancements Project CB2022-15, contract entered into with GEM Industrial Electric, Inc.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

### D. Approval of Change Orders / Facilities Planning & Construction

It is recommended that the Board approve the following change order and authorize Tina Douglas to execute same: 1. Carmel Valley Middle School Entryway Enhancements Project CB2022-15, decreasing the amount by \$14,926.11 for a new total of \$222,073.89, to be expended from Building Fund Prop 39--Fund 21-39 and Mello-Roos Funds.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

### E. Ratification of Purchase Orders Listing

It is recommended that the Board ratify the purchase orders listing, as shown in the attached supplement.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### F. Ratification of Paid Warrants

It is recommended that the Board ratify the paid warrants as shown in the attached report.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### G. Ratification of Procurement Card Purchases

It is recommended that Board ratify the Procurement Card purchases as shown in the attached report.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### H. Acceptance of Gifts and Donations

It is recommended that the Board accept the gifts and donations to the district as shown on the attached report.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### I. Consideration of Approval of Field Trip Requests

It is recommended that the Board approves the field trip requests as shown in the attached supplement.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### J. Acceptance of Williams Complaint Quarterly Report, 2022-23 Second Quarter, October - December 2022

It is recommended that the Board review and accept the attached Williams Complaint Report for the second quarter, 2022-2023, from October through December 2022, as shown in the attached supplement.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### K. Approval of Strengthening Career and Technical Education Grant Application

It is recommended that the Board approve the Strengthening Career and Technical Education for the 21st Century Act Application for the 2022-2023 school year.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### 11. Consent Agenda - Personnel

##### A. Approval / Ratification of Certificated and Classified Personnel Reports

It is recommended that the Board approve the personnel listings as shown in the attached supplements.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### 12. Action Items

##### A. Approval of Student Expulsion Case #2023-180SD

It is recommended the Board of Trustees approve the student expulsion for Case #2023-180SD for violating California Education Code, Section 48900 (a)(1) for the period of January 31, 2023, through June 5, 2023.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### B. Consideration of Selection of Superintendent Search Firm to Interview

It is recommended that Board Select Superintendent Search Firms to Interview

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### C. Approval of Updated Multilingual Learner Plan

It is recommended that the Board of Trustees approve the revisions and updates, in alignment with legislative changes, to the San Dieguito Union High School District Multilingual Learner Plan, as shown in the attached supplement.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### D. Adoption of Resolution Declaring February 6-10, 2023, "National School Counseling Week"

It is recommended that the Board adopt the resolution declaring February 6-10, 2023 "National School Counseling Week"

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### E. Adoption of Resolution Declaring February 2023, "Career and Technical Education Month"

It is recommended that the Board adopt the resolution declaring February 2023, as "Career and Technical Education Month", as shown in the attached supplement.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### F. Approval of Memorandum of Understanding (MOU) Between the San Dieguito Union High School District and California School Employees Association and Its Chapter 241 and Revised Classified Employees Salary Schedule

It is recommended that the Board approve the MOU and the revised Classified Employees Salary Schedule as presented in the attached supplement.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### G. Approval of a One-Time Off Schedule Salary Payment for Management and Executive Management Employees and AB 1200/2756 Financial Disclosure

It is recommended that the Board approve the One-Time Off Schedule Salary Payment for Management and Executive Employees as well as the AB 1200/2756 Financial Disclosure.

Motion by Jane Lea Smith, second by Katrina Young.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### H. Approval of Out of Class Stipend - John Addleman

It is recommended that the Board approve the stipend for out-of-class work performed by John Addleman.

Motion by Jane Lea Smith, second by Katrina Young.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

#### I. Approval of Out of Class Stipend - Daniel Young

It is recommended that the Board approve the stipend for out-of-class work performed by Daniel Young.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

**J. Appointment and Approval of Agreement for Employment of John Addleman, Interim Associate Superintendent, Business Services**

It is recommended that the Board Appoint John Addleman to Serve as Interim Associate Superintendent of Business Services, effective February 1, 2023, and Approve the Agreement for Employment of John Addleman as Interim Associate Superintendent of Business Services, effective February 1, 2023.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

**K. Adoption of Resolution/2021-22 Report on Statutory School Fees and Findings**

It is recommended that the Board adopt the resolution regarding statutory school fees and report for fiscal year 2021-2022, and the findings in compliance with Government Code sections 66006 and 66001, as shown in the attached supplements.

Motion by Jane Lea Smith, second by Katrina Young.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

**L. Adoption of Resolution - Community Facilities District 95-1 No. 15 / Annexation of Property / (Sunrise Hills Estates / 4.34 Acres / Toll Brothers / Del Mar Mesa)**

It is recommended that the Board adopt the Resolution of Intention to Annex Territory to the San Dieguito Union High School District Community Facilities District (CFD) No. 95-1, Authorizing the Levy of a Special Tax and Calling an Election

Motion by Jane Lea Smith, second by Katrina Young.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

**M. Adoption of Resolution for Emergency Waiver / Torrey Pines High School**

It is recommended that the Board adopt the attached Resolution for Emergency Waiver constituting an emergency condition and request approval from the County Superintendent of Schools to enter into contracts without advertising or inviting bids pursuant to Public Contract Code section 20113 and Public Contract Code section 1102, for the reconstruction of Building B at Torrey Pines High School, as shown in the attached supplement.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

**N. Adoption of Resolution for Emergency Waiver / La Costa Canyon High School**

It is recommended that the Board adopt the attached Resolution for Emergency Waiver constituting an emergency condition and request approval from the County Superintendent of Schools to enter into contracts without advertising or inviting bids pursuant to Public Contract Code section 20113 and Public Contract Code section 1102, for the reconstruction of the band room and adjacent offices in the Performing Arts Center building at La Costa Canyon High School, as shown in the attached supplement.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

**O. Approval of Unconditional Commitment Letters Pursuant to Government Code Section 54960.2**

It is recommended that the Board approve Unconditional Commitment Letters Pursuant to Government Code Section 54960.2

Motion by Jane Lea Smith, second by Katrina Young.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

**13. Discussion / Information Items**

Motion by: Jane Lea Smith, second by Katrina Young to move items 13 a-c to the February 13th board meeting.

Final Resolution: Motion Carries

Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

- A. Review of Operational Agreement with the County of San Diego for the Provision of Library Services at Shared-Use Library (Earl Warren Middle School)
  - B. Review of Proposed Memorandum of Understanding Between District and Boys and Girls Club of San Dieguito
  - C. Independent Citizens Oversight Committee (ICOC) Member Application Cycle Update
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#### 14. Board Member Reports

##### A. Board of Trustees

There were no Board reports.

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#### 15. Closed Session

- A. Student Expulsion Matters Pursuant to Education Code Section 48918 (Case #2023-180SD)
  - B. Conference with Legal Counsel – Existing Litigation (Gov't Code Section 54956.9(d)(1)): C.E. v. San Dieguito Union High School District (filed 11/30/17); San Diego Superior Court Number 37-2017-00046020
  - C. Public Employee Evaluation (Gov't Code Section 54957)
  - D. Conference with Legal Counsel - Existing Litigation (Gov. Code, § 54956.9, subd. (d)(1))- United States District Court for the Southern District of California Case No. 22-CV-00450-JO-BLM
  - E. Conference with Legal Counsel - Existing Litigation (Gov. Code, § 54956.9, subd. (d)(1)) - United States District Court for the Southern District of California Case No. 22-CV-01703-H-BGS
  - F. Conference with Legal Counsel - Anticipated Litigation (Gov't Code Section 54956.9, subd. (d)(2) and (d)(4)): One Case
  - G. Conference with Labor Negotiators (Gov't Code Section 54957.6)
  - H. Conference with Legal Counsel - Anticipated Litigation (Gov't Code Section 54956.9(d)(2)): Two Cases
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#### 16. Reconvene to Open Session

##### A. Report Out of Closed Session

There was nothing to report out of closed session.

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#### 17. Future Agenda Items

Allman and Anderson: Discussion on the safety of bathrooms  
Young: Resolution passed in November on anti-discrimination and safety  
Allman: Discipline data  
Viskanta: Connectivity between different school sites

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#### 18. Adjournment

The meeting adjourned at 11:05 pm



Clerk of the Board of Trustees

6/29/23

Date



Tina Douglas, Interim Superintendent

06/29/2023

Date

Minutes Adopted: 06/29/23