

Regular Meeting of the San Dieguito Union High School District Board of Trustees (Wednesday, March 15, 2023)

Generated by Shannon Martinez

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 by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

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

2. Public Comment - Closed Session

There are 7 speakers for public comment closed session.

Marci Strange 3A

Tamera Dixson 3A

Dr. Mingzhu 3A

Janice Holowka 3C

Melissa Fischel 3D

Peng Peng 3A

Wu Hong 3D

3. Closed Session

A. Conference with Legal Counsel – Existing/Pending Litigation (Government Code § 54956.9): Juul Labs, Inc. Marketing, Sales Practices, and Products Liability Litigation, Federal District Court for the Northern District of CA, Case No: 3:19-md-02913-WHO

B. Public Employee Discipline / Dismissal / Release (Gov't Code Sections 54957)

C. Student Expulsion Matters Pursuant to Education Code Section 48918 (Case #2023-182SD, #2023-183SD and #2023-185SD)

D. Conference with Legal Counsel - Existing Litigation (Gov't Code Section 54956.9(d)(1)): Chang and Montes v. San Dieguito Union High School District; San Diego Superior Court Case No. 37-2022-00007013

4. Reconvene to Open Session (6:00 PM)

4A. Report Out of Closed Session

Item 3A in closed session, the Board by unanimous vote instructed district counsel to settle the matter In Re: Juul Labs, Inc. Marketing, Sales and practices, and Products Liability Litigation, Federal District Court for the Northern District of CA, Case No: 3:19-md-02913-WHO, as against Juul Labs, Inc. and its founders, directors, and board members, up to the stipulated amount.

Item 3B in closed session, the Governing Board unanimously took action pursuant to Ed Code Section 44938 to issue a notice of unprofessional conduct to teacher employee certificated ID 164716.

5. Public Comment - Non-Agenda Items

There are 9 speakers for Public Comment Non-Agenda Items.

Marci Strange: no CRT/DEI training

Dr. Mingzhu: parents should be part of the process of hiring the next superintendent

Dr. June Wan: would like parents to be part of the hiring process for the next superintendent/ No CRT/DEI

Peng Peng: wants more board meetings at PTMS and spoke highly of our teachers

Ronette Youmans: please use parent square to remind students/staff and the community about special holidays during the month

Janice Holowka: regarding the superintendent search, please put on the website the list of focus groups and people that were on them, and would like the March 23 agenda to have a discussion regarding a community panel for hiring the new superintendent

Tamara Dixon: does not want CRT in school

Wu Hong: shared her opinion about how she doesn't like DEI, she believes in merit-based education, and regarding the superintendent search it needs to be transparent

Suzanne Von Thaden: wants us to build swimming pools

Yun Zhang: superintendent search, the new superintendent should prioritize quality education for students, not DEI

6. Public Comment - Agenda Items

There are 9 speakers for Public Comment Agenda Items.

Marci Strange 8b, 14a, 15a

Dr. Mingzhu 8b, 14a, 15a

Peng Peng 8b, 14a

Janice Holowka 13d

Wu Hong 8a, 14a

Yun Zhang 14a

Suzanne Von Thaden 13c

Melissa Fishel 9b-d

Travis Newhouse 13c

7. Reports

A. Interim Superintendent

Interim Superintendent Tina Douglas shared updates on her campus visits and events she attended and congratulated the district classified employee of the year Patty Pike.

B. Student Board Members

The Student Board Members provided a report on all the exciting things going on at their school sites.

C. Aaron Combs: Neurodivergent Students

Aaron Combs shared information on his Neurodivergent Study.

8. Governance Discussion & Action Items

A. Governance Calendar Revision

President Viskanta discussed how they simplified the governance calendar to make it easier to read and will bring it back for approval on March 31 at the Governance Workshop.

B. Consideration of Governance Handbook Format

This was to show some samples so we have a good baseline for our own handbook. Trustee Smith and Allman have been working on the handbook and will share the updates at the Board Governance Workshop on March 31.

9. Consent Agenda

A. Approval of Minutes

It is recommended the Board approve the minutes of the February 5, February 6, and February 23, 2023, Special Board Meetings and February 13, 2023, Regular Board Meeting as shown in the attached supplements.

Motion by Katrina Young, second by Phan Anderson.

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 Phan Anderson.

Final Resolution: Motion Carries

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

C. Ratification of Purchase Orders Listing

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

Motion by Katrina Young, second by Phan Anderson.

Final Resolution: Motion Carries

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

D. Ratification of Paid Warrants

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

Motion by Katrina Young, second by Phan Anderson.

Final Resolution: Motion Carries

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

E. Ratification of Procurement Card Purchases

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

Motion by Katrina Young, second by Phan Anderson.

Final Resolution: Motion Carries

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

F. Consideration of Approval of Field Trip Requests

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

Motion by Katrina Young, second by Phan Anderson.

Final Resolution: Motion Carries

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

10. Consent Agenda - Personnel

A. Approval / Ratification of Certificated and Classified Personnel Reports

It is recommended 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

11. Public Hearing

Public Comment (If Any): There were no public comments.

A. Public Hearing on Adoption of Annexation - Community Facilities District 95-1 No. 15 / Annexation of Property / (Sunrise Hills Estates / 4.34 Acres / Toll Brothers/ Del Mar Mesa)

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

It is recommended the Board adopt the attached Resolution of Annexation of the Board of Trustees of the San Dieguito Union High School District Acting as the Legislative Body of the San Dieguito Union High School District Community Facilities District No. 95-1.

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

12. Action Items

A. Approval of Student Expulsion Case #2023-182SD

It is recommended the Board of Trustees approve the student expulsion for Case #2023-182SD for violating California Education Code, Section 48900 (a)(2) for the period of March 16, 2023, through June 5, 2023, and approve the stipulated suspended expulsion, effective March 16, 2023, subject to Case #2023-182SD being on probationary status and complying with the District Rehabilitation Plan.

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

B. Approval of Student Expulsion Case #2023-183SD

It is recommended the Board of Trustees approve the student expulsion for Case #2023-183SD for violating California Education Code, Sections 48900 (a)(2) & (c) for the period of March 15, 2023, through January 10, 2024.

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 Student Expulsion Case #2023-185SD

It is recommended the Board of Trustees approve the student expulsion for Case #2023-185SD for violating California Education Code, Sections 48900 (a)(1) & (e) for the period of March 15, 2023, through January 10, 2024.

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

D. Approval of Revised Job Descriptions for Counselor and Classroom Teacher - Grades 7-12

It is recommended the Board approve the revised job descriptions of Counselor and Classroom Teacher - Grades 7-12 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

E. Consideration of Certification of 2022-23 District General Fund/Second Interim Budget

Interim Superintendent Tina Douglas provided a presentation on the Second Interim Budget.

It is recommended the Board certify the 2022-23 Second Interim Income and Expenditures, as attached.

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 Amendment to the Master Agreement between the San Dieguito Union High School District and California School Employees Association, San Dieguito Chapter #241, the revised Classified Employees Salary Schedules (2) and the AB1200/2756 Financial Disclosure

Mr. Allman provided a presentation regarding the CSEA pay increase.

It is recommended the Board approve the Amendment to the Master Agreement between the San Dieguito Union High School District and California School Employees Association, San Dieguito Chapter #241, the revised Classified Employees Salary Schedules (2), and the AB 1200/2756 Financial Disclosure.

Motion by Michael Allman, second by Katrina Young.

Final Resolution: Motion Carries

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

G. Approval of Longevity Increase for Confidential and Supervisory Employee Salary Schedules

It is recommended the Board ratify the revised Confidential and Supervisory Salary Schedules 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

H. Approval of Revised Executive Cabinet Salary Schedule and AB 1200/2756 Financial Disclosure

It is recommended the Board approve the revised Executive Cabinet Salary Schedule and the AB 1200/2756 Financial Disclosure 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

I. Approval of Amendment to Employment Agreement/ Interim Superintendent / Tina Douglas

It is recommended the Board approve the amendment to the employment agreement entered into with Tina Douglas, Interim Superintendent.

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

J. Approval of Amendment to Employment Agreement/ Interim Associate Superintendent of Business Services / John Addleman

It is recommended the Board approve the amendment to the employment agreement entered into with John Addleman, Interim Associate Superintendent of Business Services.

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

K. Approval of Employment Agreement / Associate Superintendent of Educational Services / Bryan Marcus

It is recommended the Board approve the employment agreement entered into with Bryan Marcus, Associate Superintendent of Educational Services.

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. Approval of Employment Agreement / Associate Superintendent of Business Services / Tina Douglas

It is recommended the Board approve the employment agreement entered into with Tina Douglas, Associate Superintendent of Business Services.

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. Approval of Employment Agreement / Associate Superintendent of Human Resources / Mary Anne Nuskin

It is recommended the Board approve the employment agreement entered into with Mary Anne Nuskin, Associate Superintendent of Human Resources.

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

N. Consideration of Reappointment / Appointment of Independent Citizens Oversight Committee Members

It is recommended the Board reappoint members Diane Chau, Kevin DeHaan, Lane Keifaber, and Lucienne McCauley; as well as appoint new committee applicants, Laurel Graziano, Stewart Ginn, Lindsey Mack, Todd Mitchell, and Stella Sung to the Independent Citizens Oversight Committee beginning April 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

O. Approval of New Positions

Associate Superintendent of Human Resources Mary Anne Nuskin explained the new positions. Certificated, School Social Worker (funded through 25-26), Speech Language Pathologist (funded through June 3, 2023), and Classified position Facilities Planning Analyst

It is recommended the Board approve the new certificated position(s) as shown on 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

P. Acceptance of Gifts and Donations

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

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

Q. Adoption of Resolutions / Collective Cooperative Bids / Buyboard National Cooperative / E & I Cooperative Services / NASPO Value Point Cooperative

It is recommended the board adopt the resolutions 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

R. Adoption of Resolution and Approval of Cooperative Purchasing Instrument, the Irvine USD Piggyback Bid Technology Equipment

It is recommended that the Board adopt the resolution and approve purchase and contracting pursuant to the cooperative purchasing instrument below.

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

A. Review of Revised / Readopted Board Policies / Series 3000

The Board discussed the revised and readopted Series 3000 Board Policies and Administrative Regulations. These BP's and AR's will be brought back to the Board for approval at the April 20, 2023, Regular Board meeting.

B. Review of Board Policy / Administrative Regulation Revision, 6141.6, High School Graduation Requirements

The Board discussed the Board Policy and Administrative Regulation Revision 6146.6 High School Graduation Requirements. This BP and AR will be brought back to the Board for approval at the April 20, 2023, Regular Board meeting.

C. Preparation for Board Budget Study Workshop

The Board shared what budget items they would like discussed at the Board Budget Study Workshop on April 14, 2023.

D. Discipline Data

Associate Superintendent of Educational Services Bryan Marcus provided a presentation on Discipline Data.

The Board meeting time was extended an hour to 11:00 pm.

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

14. Agenda Items Requested by Members of the Board

A. Safe Learning Environments at District High Schools

Trustee Allman discussed the safety of our school bathrooms, primarily the high school restrooms. Trustee Allman is requesting parent volunteers on campus to monitor the bathrooms at lunch.

Mr. Allman made a motion that the board adopts a resolution now with the goal of having one bathroom at each of our high schools deemed a safe space for two hours in the middle of the day. A safe space through the potential use of parent volunteers who will stand outside the bathroom fully vetted with insurance, with a walkie-talkie if they need to get to the administration with the goal of making sure that whatever problems happen don't happen in the bathroom. Trustee Anderson made a second.

President Viskanta made a counter motion to refer the issue to the staff.

Motion by Rimga Viskanta, second by Katrina Young

Final Resolution: Motion Carries

Yes: Katrina Young, Rimga Viskanta, Jane Lea Smith

No: Phan Anderson, Michael Allman

15. Agenda Items Requested by Members of the Public

A. Janice Holowka: Positive and Safe School Climate & November 18, 2021, Resolution Affirming the Protection of Students Against Discrimination, Harassment, Intimidation, and Bullying

Ms. Holowka provided comments on her agenda item. Mr. Allman advocated for an Ombudsman. Trustee Young suggested that instead of creating more work on new positions we would lean into the board policies that reference a safe inclusive environment for all. We already have a staff member that is in charge of our complaints.

16. Board Member Reports

A. Board of Trustees

The Board of Trustees each provided a report on the things they participated in around the district.

17. Future Agenda Items

A. Future Agenda Items

Trustee Allman likes Ms. Holowka's request to get community input for the superintendent selection process at the tail end of our superintendent search process.

Trustee Young would like facility tours.

18. Closed Session

A. Conference with Legal Counsel – Existing/Pending Litigation (Government Code § 54956.9): Juul Labs, Inc. Marketing, Sales Practices, and Products Liability Litigation, Federal District Court for the Northern District of CA, Case No: 3:19-md-02913-WHO

B. Student Expulsion Matters Pursuant to Education Code Section 48918 (Case #2023-182SD, #2023-183SD and #2023-185SD)

C. Public Employee Discipline / Dismissal / Release (Gov't Code Sections 54957)

D. Conference with Legal Counsel - Existing Litigation (Gov't Code Section 54956.9(d)(1)): Chang and Montes v. San Dieguito Union High School District; San Diego Superior Court Case No. 37-2022-00007013

19. Reconvene to Open Session

A. Report Out of Closed Session

There was nothing to report out of closed session.

20. Adjournment

Adjourned at 10:32 pm



Clerk of the Board of Trustees

04/24/2023
Date



Tina Douglas, Interim Superintendent

04/25/2023
Date

Minutes Adopted: 4/20/23