

Regular Meeting of the San Dieguito Union High School District Board of Trustees (Thursday, April 20, 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 to approve the agenda with the change of moving 12 I Resolution for Teacher Appreciation Week and 12J Resolution for Classified Employee Week up to before agenda item 12A.

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

A. Public Comment - Closed Session

There are 4 speakers for public comment closed session.

Marci Strange 3b

Nirit Luchaans 3b

Dr. Mingzhu 3b

Peng Peng 3b

3. Closed Session

A. Conference with Legal Counsel - Anticipated Litigation - Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Government Code § 54956.9 : Consideration of One (1) Potential Case—Social Media Adolescent Addiction/Personal Products Liability Litigation (Social Media Litigation)

B. Conference with Legal Counsel - Anticipated Litigation (Gov't Code Section 54956.9(d)(2)): One Case

C. Student Expulsion Matters Pursuant to Education Code Section 48918 (Case #2023-184SD)

D. Student Involuntary Transfer Pursuant to Education Code Section 48929

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

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

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

A. Report Out of Closed Session

In closed session, the Board retained and directed legal counsel to initiate or intervene in a legal action (social media litigation), by a 5-0 majority vote. The action, the defendants, and the other particulars upon inquiry, unless to do so would jeopardize the District's ability to effectuate service of process on one or more unsevered parties, or that to do so would jeopardize the District's ability to conclude existing settlement negotiations to its advantage. The members voted as follows:

Motion by Michael Allman, second by Jane Lea Smith

Final Resolution: Motion Carries

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

5. Public Comment - Non-Agenda Items

A. Public Comment - Non-Agenda Items

There were 14 public speakers for non-agenda items. The Board consensus was to take 10 speakers for non-agenda items.

Brian Sipe: Shared a letter regarding singing the National Anthem at sporting events.

Marci Strange: Spoke regarding the cost of teachers' salaries and keeping Chinese language classes in addition to keeping our campuses safe instead of giving teachers raises.

Nirit Luchans: Spoke regarding governance in our school district and urged the Board to reconsider their governance rules.

Dr. Mingzhu: Spoke about Dr. Ward and the formation of the Asian American Parents Alliance, requested the school district keep Chinese language class, and requested the Board choose a new superintendent that puts a high-quality education and students first.

Isabelle Anderson: Spoke about offering a Chinese language class at Torrey Pines, and proposed an AP Prep class for Chinese language.

Angela Li: Requested that CVMS and PTMS have Chinese language classes.

Peng Peng: Requested an AP Prep for Chinese language at TPHS and offer Chinese language classes at CVMS and PTMS.

Tanvi Pyla: Requested extending school time for middle school to 5-5:30 pm to help parents with after-school care.

Joshua Zhou: Spoke regarding teachers union and raises.

Hong Wu: Requested Chinese Language classes at TPHS.

6. Public Comment - Agenda Items

A. Public Comment - Agenda Items

We had 12 public speakers for public comment - agenda items.

Kim Klekotka 12l

Marci Strange 8a

Nirit Luchans 11a

Dr. Mingzhu 8a

Peng Peng 8a

Xiao Ting Wang 8a

Kathy Stenger 12g

Chuck Shen 11a

Hong Wu 8a

Janice Holowka 8a

Melissa Fischel 9F, 12c,12d,12e,12l

Simone MacLellan 12g

7. Reports

A. Interim Superintendent - Tina Douglas

Interim Superintendent Douglas shared updates on her campus visits and events she attended.

B. Student Board Members

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

C. Hayden Crocker and Trisha Vasanadu: Earth Day

Students, Hayden Crocker and Trish Vasanadu provided a presentation about the Go Greenish Climate Initiative.

8. Governance Discussion & Action Items

A. Review of Governance Handbook

The Board discussed the draft Governance Handbook.

9. Consent Agenda

A. Approval of Minutes

It is recommended that the Board approve the minutes of the March 15, 2023, Regular Board Meeting and March 23, 2023, and March 31, 2023, Special Board Meeting as shown in the attached supplements.

Motion by Katrina Young, second by Michael Allman
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 that the Board approve/ratify the Agreements & Amendments to Agreements as shown in the attached Charts.

Motion by Katrina Young, second by Michael Allman
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 that the Board ratify the purchase orders listing, as shown in the attached supplement.

Motion by Katrina Young, second by Michael Allman
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 orders and authorize Tina Douglas to execute same:

1. Oak Crest Middle School Landscape & Irrigation Improvements Project CB2022-16, decreasing the amount by \$22,981.00 for a new total of \$135,019.00 to be expended from Mello-Roos Funds.

Motion by Katrina Young, second by Michael Allman
Final Resolution: Motion Carries
Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

E. Acceptance of Construction Projects

It is recommended that the Board accept the projects as complete and authorize administration to file a Notice of Completion with the County Recorders' Office and release final retention for the following:

1. District-Wide HVAC RTU Modernization Project B2009-17, contract entered into with Siemens Industry, Inc.
2. Oak Crest Middle School Landscape & Irrigation Improvements Project CB2022-16, contract entered into with Western Rim Constructions, Inc.

Motion by Katrina Young, second by Michael Allman
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 Michael Allman
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 the Board ratify the Procurement Card purchases as shown in the attached report.

Motion by Katrina Young, second by Michael Allman
Final Resolution: Motion Carries
Yes: Michael Allman, Katrina Young, Rimga Viskanta, Jane Lea Smith, Phan Anderson

H. 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 Michael Allman
Final Resolution: Motion Carries

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

I. Acceptance of Williams Complaint Quarterly Report, 2022-23 Third Quarter, January - March 2023

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

Motion by Katrina Young, second by Michael Allman

Final Resolution: Motion Carries

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

J. Approval of Parent Settlement and Release Agreement

It is recommended that the Board approve and/or ratify the contract as shown on the attached Special Education Agreement and Amendment to Agreements report.

Motion by Katrina Young, second by Michael Allman

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

Motion by Jane Lea Smith second by Michael Allman

Final Resolution: Motion Carries

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

11. Public Hearing

Public Hearing - Public Comment (If Any):

A. Public Hearing / Initial Proposal from the San Dieguito Faculty Association to the San Dieguito Union High School District to Open Negotiations for the 2023-2024 School Year

Associate Superintendent of Human Resources, Mary Anne Nuskin spoke on why we are opening negotiations.

Public Hearing - Public Comment (If Any):

B. Public Hearing / Proposal from the San Dieguito Union High School District to the San Dieguito Faculty Association to Open Negotiations for the 2023-2024 School Year

12. Action Items

I. Adoption of Resolution Declaring May 7-13, 2023, "Teacher Appreciation Week," and May 9, 2023, "Day of the Teacher"

It is recommended that the Board of Trustees adopt the Resolution declaring May 7 - 13, 2023, as "Teacher Appreciation Week", and May 9, 2023, as "Day of the Teacher", as shown in the attached supplement.

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. Adoption of Resolution Declaring May 21-27, 2023, "Classified School Employees Week"

It is recommended that the Board adopt the resolution declaring May 21-27, 2023 as "Classified School Employees Week", as shown in the attached supplement.

Motion by Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

A. Adoption of Initial Proposal From the San Dieguito Union High School District to the San Dieguito Faculty Association

It is recommended that the Board adopt the initial proposal from the District to the San Dieguito Faculty Association so that negotiations may begin for the 2023-2024 school year.

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 #2023-184SD

It is recommended that the Board of Trustees approve the student expulsion for Case #2023-184SD for violating California Education Code, Section 48900 (c), (d), (h), (j) and California Education Code, Section 48915 (c)(3) for the period of April 20, 2023, through January 10, 2024.

Motion by Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

C. Acceptance of 2021-22 Annual Audit Report

Mr. Hadley from Wilkinson, Hadley, King, & Co. LLP provided a presentation on the 2021-22 Annual Audit Report.

It is recommended that the Board accept the 2021-22 annual audit of the San Dieguito Union High School District, as prepared by Wilkinson, Hadley, King, & Co. LLP, as shown in the attached supplement.

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. Acceptance of 2022 Annual Proposition AA Building Fund Audit Report

It is recommended that the Board accept the 2022 Annual Proposition AA Building Fund Audit of the San Dieguito Union High School District, as prepared by Wilkinson Hadley King & Co. LLP, as shown in the attached.

Motion by Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

E. Acceptance of the Proposition AA Independent Citizens Oversight Committee 2022 Annual Report

Ms. Lucianne McCauley provided a presentation on the Proposition AA Independent Citizens Oversight Committee 2022 Annual Report and thanked their outgoing committee members for their service.

It is recommended that the Board accept the Proposition AA Independent Citizens Oversight Committee 2022 Annual Report.

Motion by Michael Allman, second by Jane Lea Smith.

Final Resolution: Motion Carries

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

F. Approval of Course of Study: Course Offerings for Independent Study Programs

Approval of Course Offerings for Independent Study Programs

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. Adoption of Course Pilots: 2-Year Evaluation

It is recommended that the Board adopt these pilot courses to be included in the district course of study for 2023-24 and future years.

Motion by Jane Lea Smith, second by Katrina Young.

Final Resolution: Motion Carries

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

No: Phan Anderson

H. Approval of Arts, Music, and Instructional Materials Discretionary Block Grant Expenditure Plan

It is recommended that the Board approve the Arts, Music, and Instructional Materials Discretionary Block Grant Expenditure Plan.

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 and Adoption of Proposed Job Description "Director of Maintenance and Operations"; Management Salary Schedule

It is recommended that the Board approve the proposed revised job description for "Director of Maintenance and Operations", establish a new salary range, Group 5, Range 12, on the Management Salary Schedule and approve the proposed allocation on this new range for the classification of Director of Maintenance and Operations.

Motion by Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

L. Approval of Proposed Reprioritization of Projects Funded by Fund 40 Special Reserve Fund for Capital Outlay Projects

It is recommended that the Board approve the reprioritization of projects funded by Fund 40 as shown in Exhibit A "Unfunded Project List - Fund 40"

Motion by Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

M. Approval and Award of Contract for CalSHAPE Ventilation Program Implementation Services

It is recommended that the Board approve award of RFP 2023-10 CalSHAPE Ventilation Program Implementation Services to Empowered Solutions, LLC dba Veregy.

Motion by Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

N. Adoption of Resolution Certifying Election Results (Sunrise Hills Estates / 4.34 Acres / Toll Brothers / Del Mar Mesa) - Annexation of Property

It is recommended that the Board adopt the attached Resolution Certifying the Results of an Election with Respect to Community Facilities District No. 95-1, Annexation No. 15 of the San Dieguito Union High School District

Motion by Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

O. Adoption of Resolution / Cooperative Bid / San Bernardino County Superintendent of Schools

It is recommended that the Board adopt the resolution authorizing use of the San Bernardino County Superintendent of Schools Piggyback Bid No 19/20-1273.

Motion by Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

P. Approval of Agreement / Culver-Newlin, Inc. / Diegueno Middle School Modernization of Buildings C, D, F, K and Cougar Hall

It is recommended that the Board approve an agreement with Culver-Newlin, Inc., for the purchase of furnishings for the Diegueno Middle School Modernization of Buildings C, D, F, K and Cougar Hall Project in the not-to-exceed amount of \$167,189.10.

Motion by Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

Q. Approval of Agreement / Culver-Newlin, Inc., / Torrey Pines High School New Digital Arts / Arts Classroom Building

It is recommended that the Board approve an agreement with Culver-Newlin, Inc., for the purchase of furnishings for the Torrey Pines High School New Digital Arts / Arts Classroom Building Project in the not-to-exceed amount of \$51,749.95.

Motion by Jane Lea Smith, second by Jane Lea Smith.

Final Resolution: Motion Carries

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

R. Adoption of Revised Board Policies / Series 3000

It is recommended that the Board adopt the revised board policies, series 3000, with the corrections as presented.

Motion by Katrina Young, second by Jane Lea Smith.

Final Resolution: Motion Carries

Yes: Katrina Young, Rimga Viskanta, Jane Lea Smith

No: Michael Allman, Phan Anderson

S. Adoption of Revised Board Policy/Administrative Regulation 6146.1: High School Graduation Requirements

It is recommended that the Board adopt the proposed revision of Board Policy 6146.1 and its new Administrative Regulation.

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

T. 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 Jane Lea Smith, second by Michael Allman.

Final Resolution: Motion Carries

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

13. Information Items

A. Update on Progress from Fiscal Crisis & Management Assistance Team (FCMAT) Report Findings

Interim Superintendent Tina Douglas provided updates from the Fiscal Crisis & Management Assistance Team (FCMAT) report findings.

14. Board Member Reports

A. Board of Trustees

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

15. Future Agenda Items

A. Future Agenda Items

Trustee Anderson requested an agenda item for the safety status at our school sites.

16. Closed Session

A. Conference with Legal Counsel - Anticipated Litigation - Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Government Code § 54956.9 : Consideration of One (1) Potential Case—Social Media Adolescent Addiction/Personal Products Liability Litigation (Social Media Litigation)

B. Conference with Legal Counsel - Anticipated Litigation (Gov't Code Section 54956.9(d)(2)): One Case

C. Student Expulsion Matters Pursuant to Education Code Section 48918 (Case #2023-184SD)

D. Student Involuntary Transfer Pursuant to Education Code Section 48929

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

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

17. Reconvene to Open Session

The Board reconvened to Open Session at 9:33 pm.

A. Report Out of Closed Session

In closed session, the Board took action, by a unanimous vote, to involuntarily transfer Student ID# 1214237 pursuant to Education Code section 48929.

18. Adjournment

The meeting was adjourned at 9:34 pm.



Clerk of the Board of Trustees

5-17-23
Date



Tina Douglas, Interim Superintendent

05/19/2023
Date

Minutes Adopted: 5/17/23