

BOARD OF TRUSTEES  
HESPERIA UNIFIED SCHOOL DISTRICT  
MINUTES

**Board/Facilities Meeting**

February 23, 2009

Hesperia Administration & Educational Support Center (Annex)

**MEMBERS PRESENT:** Dr. Robert Kirk, President  
Ella "Lee" Rogers, Vice President  
Hardy Black, Clerk  
Anthony Riley, Member  
Chris Bentley, Member

Mark McKinney, Superintendent

**MEMBERS ABSENT:** None

**OTHERS IN ATTENDANCE:** Roman Aguilar, Tech. Media, SHS  
Dick Gary, Director, M&O  
Kathy Rouch, Resident, SBC  
Pat Cook, Teacher, HHS  
Barbara Rodriguez, Retired  
Pat O'Reilly, Retired, JC  
Linda Metcalfe, I.A., JC  
Mary Hammill, Teacher, Lime St.  
Deborah Barbour, Teacher, Eucalyptus  
Phoebe Gutierrez, Teacher, Eucalyptus  
Jeri Carr, Teacher, Eucalyptus  
Jennifer Bertsche, Teacher, Eucalyptus  
Jennifer Chouniard, Teacher, Eucalyptus  
Elsa Villela, Teacher, Eucalyptus  
Debra Agyakwa, Teacher, Mesquite Trails  
Margaret Snyder, Director, AESC  
Tom Kirk, Principal, Krystal  
Pam Seeger, Principal, Mesa Grande  
Gregory Dynes, Teacher, Mesa Grande  
Vicki Kirk, LSH  
Gwynneth Morin, Teacher, Juniper  
Leo Morin, Parent  
Lisa Smith, Teacher, Topaz

**OTHERS IN  
ATTENDANCE:  
(Continued)**

Kinsi Downard, Teacher, Topaz  
Christine Menge, Teacher, Topaz  
Lisa Garretson, Paraprofessional, Oxford  
Claudia Proxee, Teacher, Topaz  
Dan Boatwright, AP, Topaz  
Gordon Williamson, Teacher, Maple  
Robin Hill, Teacher, Topaz  
Chuck Wagoner, Father, Cypress  
Dave Stewart, Principal, Mesquite Trails  
Rick Maschek, Ex HUSD, Encore High  
Cody Spoelstra, Student, HHS  
Ricardo Lujan, Student, HHS  
Teri Green, Principal, Kingston  
Siobhan Weston, AP, Carmel  
Ryan Plescia, AP, Kingston  
Sue Knuth, Principal, Cottonwood  
Kathy Miller, AP, Cottonwood  
Laura Carevic, Director  
Kathy Everhart, Risk Mgmt/Benefits, AESC  
Tom Loomis, Director, AESC  
Jenifer Adams, AP, Mesquite Trails  
Penny Hale, Teacher, Topaz  
Lois Reaber, Principal, Joshua Circle  
Stephanie Barden, Teacher, HHS  
Larry Ott, Teacher, HJHS  
Ken Churchill, Piano Technician  
Sharon Boyd, Teacher, Eucalyptus  
Steven Boyd  
Diana Cruz, Student  
Mike Graham, Chief, School Police  
Virgil Carey, Police Officer, School Police  
Sue Yarbrough, Principal, Lime St.  
Jamie Van Hill, Teacher, Oxford Academy  
Marcia Rhodes, Teacher, Topaz  
Rebekah Swanson, Parent/Teacher, Eucalyptus  
Tina Rios, Parent, HHS  
Craig Gunter, Principal, Eucalyptus  
Jill Ehlers, Parent, Mesquite Trails  
Ericka Arredondo, Parent, Topaz/HJHS  
Ashley Rodriguez, Student, Topaz  
Kimberly Rodriguez, Student, Topaz  
Stephanie Rodriguez, Student, Topaz  
Cindy Lopez, SSC-Parent, Topaz  
Jennifer Campbell, Teacher, HHS  
Bill Sprague, Arts Connections

**OTHERS IN  
ATTENDANCE:  
(Continued)**

Robin Huntington, Parent/Teacher  
Marcy Kittinger, Parent, Mesquite Trails  
Frances Lewis, AP, Mission Crest  
Karen Prestwood, Principal, Topaz  
Bernice Alvarez, Parent, Topaz  
Chris Mauger, Principal, Carmel  
Alan Cota, AP, Maple  
Valerie Turpen, Coordinator II, AESC  
Karen Elgan, Principal, Maple  
Derek Castillo, HTA  
Carol Whitton, POA, AESC  
Tina Viayra, Teacher/Parent, HHS/HJHS  
Dick Westerhoff, Teacher/HTA, SHS  
Michelle Murphy, Principal, Mission Crest  
Matthew Fedders, Principal, Hollyvale  
Patricia Baer, Principal, Oxford  
Valerie Floyd, Parent, Topaz  
Tom Gerling, Vocational Instructor, Desert View M.C.C.F.  
Glen Kraig, Parent, HHS  
Adriane Kraig, Student, HHS  
Sherry Weigel, Teacher, Mesa Grande  
Susan Bjork, Teacher, SHS  
Joshua Prickert, Student, HHS  
Tracy Marsh, Principal, SHS  
Surojeet Chatterji, Piano Teacher, HHS  
Ben Skinner, AP, Mesa Grande  
Darrel Nickolaisen, Coordinator, AESC  
Larry Bird, Director, D.O.  
Brian Lugo, Parent, Cypress  
Bob Schnebeck, Principal, HHS  
Debbie Baker, Exec. Asst., Admin Services  
Cathy Gomez, Exec. Asst., Admin Services  
David McLaughlin, Asst. Supt., Business  
Jovy Yankaskas, Asst. Supt., Educational Services

**CALL TO ORDER:**

President Kirk called the meeting to order at 4:03 p.m. All Board members were present.

**HEARING FROM  
THE AUDIENCE:**

President Kirk read the statement inviting the general public to address the Board on any closed session item. The following addressed the Board:

1. Ruth TerKeurst. Topic: Personnel

**ADJOURNED TO  
CLOSED SESSION:**

Pursuant to Government Code Section 54957, the Board may adjourn to Closed Session at any time during the meeting to discuss staff/student personnel matter, negotiations, litigation and/or the acquisition of land or facilities.

The Board adjourned to closed session at 4:10 p.m. to discuss and may take action on the following:

- 3.1 Conference with Legal Counsel-Existing Litigation
- 3.2 Conference with Legal Counsel-Anticipated Litigation;
- 3.3 Public Employee Appointment;
- 3.4 Employee Resignation/Retirement;
- 3.5 Public Employee Discipline/Dismissal/Release/  
Reassignment/Transfer;
- 3.6 Pupil Personnel.

**MESQUITE TRAILS  
ELEMENTARY  
SCHOOL  
PRESENTATION:**

Mesquite Trails Elementary School displayed student artwork in the AESC Annex prior to the Board meeting.

**RECONVENE IN  
OPEN SESSION:**

The Board reconvened in open session at 6:11 p.m. All Board Members were present.

**PLEDGE OF  
ALLEGIANCE:**

President Kirk led the pledge of allegiance to the flag.

**REPORTING OUT OF  
CLOSED SESSION  
ACTION:**

Superintendent McKinney indicated that the Board would be going back to closed session, however, the following action was taken in closed session:

On MSC (Rogers, Bentley) Vote: 5-0, Direction given on Case #2008120657.

On MSC (Rogers, Riley) Vote: 5-0, Direction given on Settlement #08/09-CT14.

**APPROVAL  
OF AGENDA &  
CONSENT LIST:**

Board Member Bentley requested that Consent Items #10.11.1 through #10.11.11 inclusive be pulled.

Superintendent McKinney indicated that staff has requested that Consent Items #10.11.8 Award of Bid #09-101 for Audit Services and #10.11.9 Approval to Rescind Award of RFP #R08-107 for Federal E-Rate Internal Connections, Year 11 to Universal Networks and Award to Barkley Andross Corp., as the Next Lowest, Responsive, Responsible Bidder be pulled from the agenda.

The Board requested an explanation as to why Board Member Bentley is requesting that all Consent Items be pulled. Board Member Bentley responded that it was a right and once again, going back to November 17, 2008 there was an item put through on the Consent Agenda that, in his opinion, in no way, shape or form, belong on a Consent Agenda. It was awarding a contract to The O'Reilly Public Relations Firm which had never been done before in the history of the Hesperia Unified School District's board actions. So, his concern and the reason that he is pulling everything now is that he doesn't want another slip up to get through and the Board President expressed at the last meeting that he thought The O'Reilly Public Relations Firm contract was proper in its Consent Agenda place. Board Member Bentley strongly disagreed in that Consent Agendas are there for the purpose of things that are routine in nature.

President Kirk cautioned Board Member Bentley that by his pulling the entire Consent List, it was a dilatory motion. A Dilatory motion includes something that is frivolous, unwarranted or absurd in substance. District staff is saying to the Board that these items are routine in nature. They were routine in the historic past and they are routine now and it is improper for Board Member Bentley to disrupt the flow of this body just because he wants a Dilatory motion. Dilatory motions don't take us anywhere; they are used for the purpose of obstructing business. Board Member Bentley was cautioned that if this continues, he would be ruled out of order. Board Member Bentley appreciated that but he would argue this was not Dilatory because there is a specific intent and purpose and that is to make sure that orderly process is followed.

**APPROVAL  
OF AGENDA &  
CONSENT LIST:  
(Continued)**

Following considerable discussion, President Kirk, as a point of order, stated that under Robert's Rules of Order, Board Members need to be recognized by the chair before they speak. This has not been implemented in the past because it was not necessary but it seems that the rules have to be tightened up because of the emphasis on process. He will allow Board Member Bentley's motion tonight with the caution that if this happens again, he will call it a Dilatory motion but because he believes it is in the interest of time, we will move on.

Board Member Rogers requested that Action Items #10.4 Discussion/Action – 2009/10 Student Calendar and #10.8 Discussion/Action – Designation of Chief Negotiator for Labor Relations be pulled from the agenda.

Board Member Bentley made a motion to approve the Agenda and Consent List as amended. Vice President Rogers seconded the motion. The motion carried on a vote of 3-2 (Ayes: Bentley, Kirk, Rogers; Noes: Black, Riley).

**APPROVAL OF  
MINUTES:**

On MSC (Rogers, Riley) Vote: 5-0, The Minutes of January 26, 2009 Board/Facilities were approved as published.

**SPECIAL REPORTS**

**HEALTHY KIDS  
SURVEY RESULTS:**

Russ Munyan, Coordinator II-Curriculum/Technology gave an overview of the results of the Healthy Kids Survey which was conducted in the Spring 2008.

**SCHOOL OF  
CHOICE  
PRESENTATIONS:**

Karen Prestwood, Principal Topaz Elementary School and Dan Boatwright, AP, presented a PowerPoint presentation on converting Topaz Elementary School to a "Parent Choice" School with a focus on leadership and community service beginning August 2009 and name change to Topaz Preparatory Academy. Also present were classified staff, certificated staff and parent group representatives from Topaz Elementary School.

Tom Kirk, Principal, and Ben Skinner, AP, Krystal Elementary School presented a PowerPoint presentation on Krystal Elementary converting to a "Parent Choice" school with a focus on Science, Math and Technology beginning August 2009.

**REPORT ON 2009/10  
STUDENT CALENDAR:**

Jovy Yankaskas, Asst. Superintendent-Educational Services presented student calendar options for 2009/2010.

At the request of Board Member Black, they have researched some possible change options to the student calendar for next year.

The following was reviewed:

- Draft Calendar for 09/10 under present model (Draft A)
- Pros of current calendar
- Disadvantages of current calendar
  
- Draft "B": Move Snow Day  
{The snow/inclement weather day is moved from the end of May until right after testing in April}
- Pros of Draft "B"
- Cons of Draft "B"
  
- Draft "C": Moving 2 days of Thanksgiving Break  
{Monday and Tuesday of the Thanksgiving break (November 23-24) are moved to Tuesday and Wednesday following the 3-day weekend in October (October 13-14)}
- Pros of Draft "C"
- Cons of Draft "C"
- Local District Comparisons
- Comparison of ADA from AVUSD for the Thanksgiving Week attendance

SURVEY

To gain additional input, the majority of staff and sites and parents serving on various committees were surveyed.

- Choice A was the current calendar.
- Choice B was the change of snow day from May to April.
- Choice C was moving Monday-Tuesday of Thanksgiving week to October following the 3 day weekend
- Choice D was to implement both changes.

\*Survey Results: Choice A: 739 (current calendar)

STAFF RECOMMENDATION

*Based upon survey results, it is staff's recommendation that we remain on the current calendar at this time.*

**REPORT ON 2009/10  
STUDENT CALENDAR:  
(Continued)**

FUTURE PLANS

- Current student calendar cycle ends with the 2010/2011 school year
- Convene calendar committee consisting of certificated, classified, parents and administrators in 2009/2010 school year
- Review student calendar models, develop a survey for all stakeholders, compile results
- Present student calendar request from the committee to the Governing Board at the end of the 2009/10 school year for approval
- When approved, share the calendar information by the beginning of the 2010/2011 school year to all stakeholders in order to give advance notice of any changes to the 2011/2012 student calendar

**BUDGET CRISIS  
UPDATE:**

David McLaughlin, Asst. Superintendent, Business Services gave an update on HUSD's plan to address the State Budget.

**SUPERINTENDENT'S  
REPORT:**

Superintendent McKinney announced that this Sunday, Hesperia HS will have its WASC accreditation team meeting beginning at 3:00 p.m.

Superintendent McKinney indicated that the Board was not able to see the display of student artwork by Mesquite Trails students earlier. Mr. Dave Stewart, Principal, Mesquite Trails was invited to share a 2-3 minute video presentation that was put together by Mr. Miller and the video production group highlighting events at Mesquite Trails.

Superintendent McKinney mentioned that at the last meeting there were concerns from a community member regarding the runoff at Oak Hills HS. Dick Gary, Director, M&O indicated that he met with Mr. Maschek this afternoon. Although he could not address what happened a year ago, from his findings, he has not seen any runoff from the school itself, however, street improvements are underway and runoff is on the streets. He received a call from Tom Durrow, DSA inspector at the site who apologized because there is one area on the northeast end of the campus where the trailer and equipment are located that is causing runoff down Coyote Trail. However, as far as runoff from the site, it is all contained. The retention ponds are in; the storm drains are in and everything is working the way they are meant to. Once that one area was brought to Mr. Durrow's attention, it was corrected immediately.



**RECESS:** The Board called a recess at 8:30 p.m.

**RECONVENE:** The Board reconvened the meeting at 8:47 p.m.

**HEARING FROM THE AUDIENCE:** President Kirk again read the statement inviting the general public to address the School Board regarding matters on the agenda and other matters within the jurisdiction of the Board. The following individuals addressed the Board:

1. Cody Spoelstra, resident. Topic: Cadet Corps
2. Ricardo Lujan, resident. Topic: Cadet Corps
3. Larry Ott, Apple Valley. Topic: California Cadet Corps
4. Surojeet Chatterji, Pasadena. Topic: Piano Program
5. Magbis Garcia & Othoniel Garcia, residents. Topic: Piano
6. Susan Bjork, Apple Valley. Topic: Support Piano Program
7. Joshua Prickett, resident. Topic: Piano Class
8. Adrian Barrera, resident. Topic: Piano Program
9. Affalia Vela, resident. Topic: Piano Program (Left mtg—read by another parent)
10. Tina Besso, resident. Topic: Piano Program
11. Deven Besso, resident. Topic: Piano Program
12. Vicki Fuentes, resident. Topic: Piano
13. Ken Churchill, resident. Piano Program
14. Shanon Llamas, resident. Topic: Piano Program
15. Michael Chavez, resident. Topic: Piano Program
16. Nina Dorado, Victorville. Topic: Piano Program
17. Daniel Dorado, Victorville. Topic: Piano Program
18. Marcy Kittinger, Oak Hills. Topic: Budget
19. Tina Viayra, resident. Topic: Program Cuts
20. Jamie Van Hill, resident. Topic: Personal Concerns
21. Rick Maschek, Oak Hills. Topic: Wastewater, runoff, sedimentation, dust, etc. from OHHS site
22. Tracy Moreno, resident.
23. Dr. Glen Kraig, Oak Hills. Topic: Piano Program
24. Charles Roedell, Apple Valley. Topic: Welcoming the new Board Members.

**10. ACTION**

**10.1  
DISCUSSION/  
ACTION –  
ADOPTION OF  
RESOLUTION NO.  
2008/09-36 –  
RESOLUTION  
TO SET CRITERIA  
FOR WORKFORCE  
REDUCTION:**

Superintendent McKinney explained that in order to go down a Reduction in Force (RIF), the Board must adopt criteria which identifies why certain programs are being selected followed by a resolution for those that are impacted by the reduction of those programs (ie the teachers connected to those programs). Adoption of the Resolution is a preliminary piece. There has been mention of the March 15 deadline which is an Education Code deadline for certificated employees. The deadline follows the contract language for reductions in force.

Board Member Black asked whether the criteria (A-L) were the exact same as last year. Karen Kelly, Asst. Superintendent of Personnel explained that one criteria was eliminated dealing with “leaves” at the recommendation of legal counsel. The order of the criteria was negotiated in the past. The Resolution was authored and approved by the District’s legal counsel.

On MSC (Bentley, Rogers) Vote: 5-0, Resolution No. 2008/09-36 Resolution to Set Criteria for Workforce Reduction, was approved as submitted.

**10.2  
DISCUSSION/  
ACTION – ADOPTION  
OF RESOLUTION  
NO. 2008/09-34  
RESOLUTION  
AUTHORIZING THE  
REDUCTION AND/OR  
ELIMINATION OF  
PARTICULAR KINDS  
OF SERVICE AND A  
REDUCTION OF  
CERTIFICATED STAFF  
IN ACCORDANCE  
WITH E.C. SECTIONS  
44949 AND 44955  
COMMENCING IN  
THE 2009-10 SCHOOL  
YEAR:**

Superintendent McKinney indicated that this Resolution deals with Certificated Management which is any certificated position not part of the bargaining unit. The Resolution includes the reduction of days and elimination of certain positions.

Vice President Rogers asked how the list came about. Ms. Kelly, Asst. Superintendent, Personnel, responded that the recommendation came from the Aggressive Spending Control Committee.

Board Member Black questioned the reduction of 1-12 days for the counselors. Superintendent McKinney explained that the counselor days were increased due to 1802 monies to augment their days up to 12 days; however, it is not his recommendation to reduce 12 days. This is only in the event that 1802 monies are cut.

**10.2**

**DISCUSSION/  
ACTION – ADOPTION  
OF RESOLUTION  
NO. 2008/09-34  
RESOLUTION  
AUTHORIZING THE  
REDUCTION AND/OR  
ELIMINATION OF  
PARTICULAR KINDS  
OF SERVICE AND A  
REDUCTION OF  
CERTIFICATED STAFF  
IN ACCORDANCE  
WITH E.C. SECTIONS  
44949 AND 44955  
COMMENCING IN  
THE 2009-10 SCHOOL  
YEAR:**

**(Continued)**

Board Member Bentley heard that because of these kinds of impacts on Certificated Management, it can impact police officers as well. Because the police officers are not listed, he asked if there will not be any impact to our police officers. Ms. Kelly responded that police officers are considered Classified Management and so they will be on the Classified Resolution.

President Kirk indicated that he would like to make a change to this. He is also concerned about the counselors. He understands some of the reasoning but when he looked at the number of days, the Counselors are authorized 202 days and of all the different positions, they are the lowest number of days authorized per year. If they were to be cut 12 days, that would amount to over \$12,000 whereas if you did the same to an elementary AP, that would be \$1,500. He would like to see this set within the range of all the other ranges of 1-3 days so it would be equitable. His recommendation to the Board is to reduce to 1-3 days to be more equitable.

Board Member Black asked what the likelihood is of the 1802 monies going away. Jovy Yankaskas, Asst. Superintendent-Educational Services responded that we just received word that based on the budget that was signed there is a 15% cut and hopefully, we can keep them where they currently are. Again, this was just a precautionary measure because there was talk at one time eliminating the funding completely but they did not do that.

Following discussion, President Kirk modified his recommendation to 1-5 range. It looks as if the counselors are being singled out. He doesn't think we intended that and we don't want them to take a 400% different hit than the others.

President Kirk made a motion to approve Resolution No. 2008/09-34 changing the counselors from 1-12 days to 1-5 days. Vice President Rogers felt this needed to be equitable across the board 1-5 days. Superintendent McKinney responded that in his opinion 1-5 days was excessive but he understood the concern. The motion failed for lack of a second.

Vice President Rogers made a motion to approve Resolution No. 2008/09-34 with the change of 1-5 days across the board for all positions with the understanding that this is the worst case scenario and if we don't do anything about it we can't do anything about it because that's the way the law is set.

**10.2  
DISCUSSION/  
ACTION – ADOPTION  
OF RESOLUTION  
NO. 2008/09-34  
RESOLUTION  
AUTHORIZING THE  
REDUCTION AND/OR  
ELIMINATION OF  
PARTICULAR KINDS  
OF SERVICE AND A  
REDUCTION OF  
CERTIFICATED STAFF  
IN ACCORDANCE  
WITH E.C. SECTIONS  
44949 AND 44955  
COMMENCING IN  
THE 2009-10 SCHOOL  
YEAR:  
(Continued)**

Board Member Bentley indicated that while the Board is talking about equity, we must recognize that there are 13 elementary assistant principals that are being eliminated. When we look at percentages of hits from teachers at the secondary level versus the elementary level, there can certainly be disparity between those two. While he applauds the seemingly honest attempts to apply equity across the board, he doesn't think equity is applied when you neglect the biggest victims which are the elementary assistant principals because right in front of their titles is the word eliminate and that's each and every one that we have.

President Kirk asked if the team was okay with the recommendation. Ms. Kelly responded that it was far better to approve the Resolution now and later decide which positions the Board wants to move forward with leaving options open for that worst case scenario. President Kirk asked for the rationale in eliminating the elementary AP's as a possible dreaded option that we do not have that same option at the secondary level. Ms. Kelly believed that there was already a hit taken at the secondary's but certainly the concern with elementary assistant principals is that your leaving one administrator alone. If somebody has to go out to a meeting out sick, testing or there's discipline issues, that instructional leader is going to be spread pretty thin.

Mr. McLaughlin, Asst. Superintendent, Business was asked whether, in his judgment, the elimination of the AP's was a crucial piece. Mr. McLaughlin responded that taken as a whole, every piece is important, however, the total cost savings is not as critical as the entire package. There is certainly an option for not eliminating all of them. Mrs. Yankaskas, Asst. Superintendent-Educational Services indicated that 3 vacancies will be open in the 09/10 school year and staff is talking about not filling them to help with the deficit. They are also talking about splitting some of the AP's among smaller sites. Staff is currently working on a plan and that would be their suggestion so as not to eliminate all elementary AP's because they are crucial to the elementary program.

Following discussion, Board Member Black seconded the motion. The motion carried unanimously on a vote of 5-0.

**10.3  
DISCUSSION/  
ACTION – ADOPTION  
OF RESOLUTION  
NO. 2008/09-35  
RESOLUTION  
AUTHORIZING THE  
REDUCTION AND/OR  
ELIMINATION OF  
PARTICULAR KINDS  
OF SERVICE AND A  
REDUCTION OF  
CERTIFICATED STAFF  
IN ACCORDANCE  
WITH E.C. SECTIONS  
44949 AND 44955  
COMMENCING IN  
THE 2009-10 SCHOOL  
YEAR:**

Superintendent McKinney indicated that in looking at enrollment figures and balancing enrollment and letting sites know what their FTE for the following years. What you see is a list of programs unfortunately, there are teachers connected to the programs. This does include CSR with the assumption CSR is not funded.

Vice President Rogers indicated that she would like the public to know that this came about by asking site principals what they could do based upon a fictitious number. The Board was told not to count on CSR. We still have negotiations to do with HTA and CSEA. She has rec'd many calls from both groups saying they're willing to do whatever it takes to not eliminate all of these jobs.

Board Member Bentley indicated that his concern is trying to understand where we are and where we're going to be next year. His first concern is how do we prepare the kids? He reviewed the staffing ratios at the elementary levels. Were going to 35:1 based on the numbers presented to him.

President Kirk called attention to the fact that it was now 10:30 p.m. The Board may extend the time if they so choose.

Vice President Rogers made a motion to extend the Board meeting to 2:00 a.m. Board Member Bentley seconded the motion. The motion failed 2-3.

Board Member Black made a motion to extend the Board meeting by 1 hour to 11:30 p.m. The motion was seconded by Board Member Riley. Board Member Bentley stated that he personally believed that this meeting should have been comprised solely of Action Items 10.1, 10.2 and 10.3. In his opinion, that should have been it tonight but he doesn't get to make those calls. He believes that extending 1 hour in this motion is laughable because we still have closed session items that we have to go into. It is germane to the topic at hand to remind folks that we had all kinds of things that we could have done to set this meeting tonight. He personally would have limited it to the huge impacts that we're doing. There is no way what can be done, can be done in an hour. Once again, let's count to three (3).

Vice President Rogers indicated that there was some extremely important work to do in closed session which can't be done in 1 hour. She asked if Board Member Black would change his motion. Board Member Black agreed to change his motion to

**10.3  
DISCUSSION/  
ACTION – ADOPTION  
OF RESOLUTION  
NO. 2008/09-35  
RESOLUTION  
AUTHORIZING THE  
REDUCTION AND/OR  
ELIMINATION OF  
PARTICULAR KINDS  
OF SERVICE AND A  
REDUCTION OF  
CERTIFICATED STAFF  
IN ACCORDANCE  
WITH E.C. SECTIONS  
44949 AND 44955  
COMMENCING IN  
THE 2009-10 SCHOOL  
YEAR:  
(Continued)**

midnight. Board Member Riley seconded the motion. The motion carried 4-1 (Ayes: Black, Kirk, Riley, Rogers; Noes: Bentley).

Board Member Bentley reviewed the loss of FTE's and percentages of workforce. At the elementary level, we're losing 918 students according to projected enrollments and going from a ration of 25:1 to 35:1 as the plan for next year. He cares about each and every person in this room under the HUSD umbrella so he needed to understand the real impacts of what it is that the Board is talking about.

Following considerable discussion, Board Member Black made a motion to adopt Resolution No. 2008/09-35 as proposed by staff Authorizing the Reduction and/or Elimination of Particular Kinds of Service and a Resolution of Certificated Staff in Accordance with E.C. 44949 and 44955. The motion was seconded by Board Member Riley and carried on a vote of 4-1 (Ayes: Black, Kirk, Riley, Rogers; Noes: Bentley).

**10.4  
DISCUSSION/ACTION –  
2009/10 STUDENT  
CALENDAR:**

This item was tabled.

**10.5  
DISCUSSION/ACTION –  
TO APPROVE THE  
DEFINITION OF A  
CHOICE SCHOOL:**

Vice President Rogers made a motion to table this item. The motion was seconded by Board Member Riley.

Board Member Bentley called attention to the fact that if this item were tabled, the following two items seems to be interweaved in the subject matter dynamic. Vice President Rogers responded that this was for the definition of choice school and she thinks each school has a particular definition that applies to it based upon the general population that the school is located in and based upon the needs perceived by the people involved in putting this together. A definition across the board is something that she doesn't believe can be done.

**10.5**

**DISCUSSION/ACTION –  
TO APPROVE THE  
DEFINITION OF A  
CHOICE SCHOOL:  
(Continued)**

Board Member Bentley expressed concern that by not being able to define a choice school at the district level, then how can the Board designate Krystal and Topaz as choice schools. By defining what a choice school is, we're also defining what the other schools are not. He would certainly argue that defining the definition of a choice school is but the first step in what it is that we are doing. It needs to be looked at from an overall District perspective which is what he's trying to get to. It's a choice school definition for the District as a whole and then we can incorporate that into such things as a Master Facility Plan. He does think that defining it, incorporating it into a grander plan and scheme and taking our time about what it is that we're trying to do is extremely important. The Board needs to slow down, take a deep breath and analyze the effectiveness of the one choice school that we do have in place right now and see what it is. He added that the Board needs to adopt Administrative Regulations which define what cost differentiations are and what makes a choice school a choice school.

Vice President Rogers believes that the choice school that the Board establishes is a choice school that has a definition that applies to each particular school that is involved, however, it has the core basics involved in the choice school. It is her belief that if parents wish to have their child in a school of choice that focuses on a specific theme (i.e. fine arts, foreign language, science, etc.) that they also would provide the transportation.

Following considerable discussion, the motion to table the definition of a choice school was carried on a vote of 4-1 (Ayes: Black, Kirk, Riley, Rogers; Noes: Bentley).

**10.6**

**DISCUSSION/ACTION –  
TO DESIGNATE  
KRYSTAL ELEMENTARY  
AS A SCHOOL OF  
CHOICE:**

Board Member Bentley asked Superintendent McKinney who is Secretary to the Board how this item got on the agenda this evening. Superintendent McKinney replied that he put all three items on (10.5, 10.6 and 10.7).

President Kirk asked that Tom Kirk, Principal, Krystal Elementary tell the Board what it is that he is recommending to the Board. Mr. Kirk stated that the request to the Board is to approve Krystal Elementary to open August 2009 as a Parent Choice School emphasizing Science, Math & Technology and that Krystal Elementary be re-named Krystal School of Science, Math & Technology.

**10.6**

**DISCUSSION/ACTION –  
TO DESIGNATE  
KRYSTAL ELEMENTARY  
AS A SCHOOL OF  
CHOICE:  
(Continued)**

Vice President Rogers made a motion to designate the school now known as Krystal Elementary to open August 2009 as a Parent Choice School and renamed Krystal School of Science, Math & Technology. The motion was seconded by Board Member Black.

Board Member Bentley asked Mr. Kirk, Principal, what his previous assignment was in the District. Mr. Kirk replied that he was a teacher at Lime Street for 9 years and Assistant Principal for 5 years. This is his first principalship.

Board Member Bentley stated, as a point of information, there is a concern that a theme has already been established so why is the Board re-theming this school. There is certainly a problem in making something a choice school when we can't even define it. He indicated that there is an agenda issue on this board item and Cure and Corrects will be issued on this.

Vice President Rogers clarified that she was the person that asked for this item to be put on the agenda. She referenced the Minutes (requested on 2/9).

Following considerable discussion, a vote was taken. The motion made by Vice President Rogers to designate the school now known as Krystal Elementary to open August 2009 as a Parent Choice School and renamed Krystal School of Science, Math & Technology and seconded by Board Member Black carried on a vote of 4-1 (Ayes: Black, Kirk, Riley, Rogers; Noes: Bentley).

**10.7**

**DISCUSSION/ACTION –  
TO DESIGNATE  
TOPAZ ELEMENTARY  
AS A SCHOOL OF  
CHOICE:**

President Kirk asked Karen Prestwood, Principal, Topaz Elementary to restate the recommendation.

Ms. Prestwood, Principal, indicated that the staff, students and families at Topaz Elementary School are requesting the Hesperia Unified School District Governing Board's approval for Topaz Elementary School to convert to a Parent Choice School beginning August 2009 as presented. They are also requesting approval of the name change from Topaz Elementary School to Topaz Preparatory Academy. The theme would be Leadership through community service.

**10.7**

**DISCUSSION/ACTION –  
TO DESIGNATE  
TOPAZ ELEMENTARY  
AS A SCHOOL OF  
CHOICE:  
(Continued)**

Board Member Black made a motion to accept Ms. Prestwood's recommendation that Topaz Elementary School convert to a Parent Choice School beginning August 2009 as presented. The Board approves the name change from Topaz Elementary School to Topaz Preparatory Academy with a theme of Leadership through community service. The motion was seconded by Board Member Riley. Vice President Rogers stated that she would like to add to the recommendation to open August 2009 as a K-6 and phase in 7<sup>th</sup> & 8<sup>th</sup> next year. Board Member Black declined to amend his motion, however, he stated that Vice President Rogers' recommendation could come back to the Board at a future date if it is feasible.

Board Member Bentley asked Superintendent McKinney to provide the genesis for this (what started this, when did Topaz get designated, when did we start rolling this ball down the hill). Superintendent McKinney replied that there is Board action and there is discussion on how you can read that but giving the sites the latitude if they want to move in that direction. He personally went and talked to Ms. Prestwood a number of months ago to see if there was an interest or desire. So, he had that conversation to get the ball rolling based upon a Board direction for choice schools. Board Member Bentley asked what specific Board action was Superintendent McKinney operating on? Superintendent McKinney replied that he was going off the Board Certification of January 2007 which talked about K-6 choice schools, going off of that and again, the idea of moving to choice schools having discussions with principals and staff to say if that's something they want to start and move, to start doing that.

Board Member Black added that the idea came about when several principals came forward such as Mr. Gunter at Eucalyptus and Topaz, initially with Mr. Giles.

Board Member Bentley indicated that he was still unclear on the specifics of the Board action that is being pointed to for Topaz Elementary. He asked Superintendent McKinney if there was clarity of purpose in the Board actions that he referenced therein, that he clearly understands what this Board's direction was by the specific action that was taken by the Board. Superintendent McKinney responded that there was clarity based on converting schools to K-6 (the new schools) and then opening up for other schools to convert to choice schools if that is the desire from staff but not on Topaz Elementary.

**ADJOURNMENT:** The Board adjourned at 12:00 midnight.

APPROVED AS SUBMITTED: April 27, 2009