

BOARD OF TRUSTEES
HESPERIA UNIFIED SCHOOL DISTRICT
MINUTES

Board Meeting

April 6, 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: Jean Campbell, DSA, Info Technology
Roman Aguilar, Med/Tech, D.O./SHS
Vicki Kirk, LSH
Mitch Cox, Teacher/History, Hesperia HS
Dick Gary, Director, M&O
Pat Cook, Teacher, HHS
Adrian Barrera, Student, HHS
Joshua Prickert, Student, HHS
Don Fisk, Jr., Community Member
Michelle Murphy, Principal, Mission Crest
Lee Samuels, Retired
Kelly Ford, Teacher, SRLC
Sarah Pifer, Teacher, RMS
James Resvaloso, Teacher, RMS
Ramona Tillitson, Teacher, RMS
Edie Irwin, Teacher, Oxford
Ellen M. Wilson, Teacher/SLP, MT
Chris Mauger, Principal, Carmel
Teri Green, Principal, Kingston
H. Todd O'Neal, Teacher, Kingston
Mark C. Ziesmer, Teacher, SHS
Luis Beso, Student, VVC

**OTHERS IN
ATTENDANCE:
(Continued)**

Joe & DeShawna Chacon
Mary Porras, VP, CR/SR
Katrina Jackson, Speech Specialist, SHS
Peggy & Jack Lindsay
Russel & Theresa Reinhardt, Teachers, Cypress
Yolette Rios, Teacher/HTA Board
Jim Pace, HTA President, HJHS
Carol Whitton, POA, AESC
Nate Lambdin, HHS/Oak Hills HS Admin.
Richard Stuelke, Principal, SPNS
Travis Merrill, Student, SPNS
Karla Lopez, Student, SPNS
Joanna Brucelas, Student, SPNS
Siobhan Weston, AP, Carmel
Jose Madera, Teacher, SHS
Darbe Chaffin, First Student, Transportation
Carol McOuat, Transportation Liaison, M&O
Lucas Schwartz, Student, SPNS
John Munoz, Maintenance, SPNS
Tony McGuyer, Teacher, HHS
Chris Lindsay
Dick Westerhoff, Secretary, HTA, SHS
Margaret Snyder, Director, Special Services, AESC
Mark Sumpter
Christine Robinson, Lime St.
Valerie Turpen, Coordinator II, AESC
Jodi Consten, Coordinator II, AESC
Patti Baer, Principal, Oxford
Mike Egan, Teacher, SHS
Becky Spangler, First Student
Wanda Lechuga, First Student
Barbara Tavares, Filmmaker
Gordon H. Williamson, Teacher, Maple
Isabel Gomez, Student, VVC
Tony Gomez, Student, VVC
Kathryn Hill, Student, SHS
Thomas Kerman, Teacher, HJHS
Gary Schoer
Derek Castillo, HTA Board
Susana Castillo, Teacher, Juniper
Harvey Miller, Parent/Teacher, SHS

**OTHERS IN
ATTENDANCE:
(Continued)**

Kolina Cox, ASB Activities, SHS
Carolyn Luken, Attendance Specialist, SHS
Erica Chisholm, Teacher, HHS
Jennifer Calderon, Teacher, HHS
Kevin Malloy, Director of Advocacy
Karen Prestwood, Principal, Topaz
Ariel Peterson, Student, Mojave HS
William Dutcher, Teacher, SHS
David Rodriguez, Teacher, Cedar
Robert Hill, Principal, VESD
Shannon Hansen, Teacher, SHS
Michelle Rush, Credentials Analyst, D.O.
Raina Bustillos, Parent, HHS
Robin Huntington, Parent, SHS
Bob Sprague, Teacher
Sherry Weigel, Teacher, Mesa Grande
Diane Rodriguez, Career Center Specialist, HHS
Nancy S. Patrick, Teacher, SHS
Theresa Santos, Attendance, HHS
Frances Lewis, AP, Mission Crest
J. H. Evans, Student, Chapman
Tom Kirk, Principal, Krystal
Ben Skinner, AP, Mesa Grande
David Olney, Principal, Cedar
Pam Rahja, Instructional Asst., HHS
Sharon Boyd, Teacher, Eucalyptus
Bob Schnebeck, Principal, HHS
Jeanne Triska, Teacher, Kingston
Greg Detwiler, Parent
Don Vick, Teacher, AVUSD
Cindy Breininger, Parent, SHS
E. & M. Dewitz, Parent
Gavin Santos, President, HHS
John Mahr, Teacher, SHS
Justin Bartle, Teacher, HHS
Shawn Yancey, Teacher, HHS
Jon & Ann Rittenhouse, Parents, Maple Elementary
Pam Seeger, Principal, Mesa Grande
Tracy Marsh, Principal, SHS
Darin Grebel, Teacher/Parent, SHS
Kari Martin, Exec. Secty I, D.O.

**OTHERS IN
ATTENDANCE:
(Continued)**

Patricia Martin, Retired, JC
Linda Metcalfe, I.A., JC
Ginamarie Vianelli, Parent, Maple
Stephanie Poindexter, Principal, Juniper
Selina Bustillos, Student, HHS
James Lincoln, Interim Director, I.T.
Mecah Niro, Parent, Mesquite Trails
Rosa O'Neill, Aide, Mesquite Trails
LaRae Harguess, Counselor, HHS
Nancy Adam, Secretary, D.O.
Craig S., Parent
Grace Carlton, grandparent
Lois Reaber, Principal, JC
Sue Knuth, Principal, Cottonwood
Dave Stewart, Principal, M.T.
Nancy Bowker, Program Specialist, D.O.
Barbara Ward-Lawe, Counselor, D.O.
Kathy Everhart, Risk Mgmt/Benefits, AESC
Seta Ghazarian, Teacher, SHS
Marcy Kittinger, Parent, Mesquite Trails
Robert O'Neill, Resident
Virgil Carey, School Police Officer
Darrel Nickolaisen, Coordinator II, AESC
Chala Salisbury, Exec. Director, Crosswalk
Karen Elgan, Principal, Maple
Sue Yarbrough, Principal, Lime St.
Laurie Lee, Teacher, RMS
Ellen Stephen, Teacher, HHS
Jennifer Campbell, Teacher, HHS
Ryan Plescia, AP, Kingston
Vanessa Estudillo, ASB Representative, SHS
E.T. Snell, RECALLS CALIFORNIA
Phoebe Gutierrez, Teacher, Eucalyptus
Deborah Barbour, Teacher, Eucalyptus
Mike Graham, Chief, HUSD Police Dept.
Cindy Costa, Principal, RMS
Luis Beso, Student, VVC
Tina Rios Beso, Parent, HHS
Robert Copley, Police Officer, HUSD Police Dept.
Maureen Livermore, Teacher, Cypress
Amy Martin, Teacher, Maple

**OTHERS IN
ATTENDANCE:
(Continued)**

Lisa Jones, Teacher, Maple
Jennifer M.
Olga Savchenko, VP, HHS
Russ Munyan, Coordinator II, AESC
Tom Loomis, Director, AESC
P. Murbach
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 4:00 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 individual addressed the Board:

- Mitch Cox, Apple Valley. Topic: The manner in which the Board acts towards each other while failing to address issues concerning schools

**ADJOURN TO
CLOSED SESSION
& STATEMENT
FROM PRESIDENT
KIRK:**

President Kirk stated that pursuant to Government Code Section 54957, the Board may adjourn to Closed Session at any time during the meeting to discuss staff/student personnel matters, negotiations, litigation, and/or the acquisition of land or facilities. The Board will adjourn to closed session in the Personnel Conference Room to discuss and may take action on the following closed session items:

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

President Kirk made the following statement prior to adjourning to closed session:

“I have received an overwhelming amount of support from teachers, staff and community members that I decided to remain

**ADJOURN TO
CLOSED SESSION
& STATEMENT
FROM PRESIDENT
KIRK:
(Continued)**

on the Board and therefore, not be resigning from that position on the board. I am, however, resigning as President of the Board effective immediately. My intentions are to do the job I was elected to do and to fight the recall and personal attacks by Mr. Bentley. So, my last act as President will be to adjourn to closed session.”

President Kirk adjourned the Board to closed session at 4:05 p.m.

**RECONVENE IN
OPEN SESSION:**

Vice President Rogers reconvened the meeting into open session at 6:11 p.m.

**PLEDGE OF
ALLEGIANCE –
SULTANA HS JUNIOR
AIR FORCE ROTC:**

The Sultana High School Junior Air Force ROTC performed the flag salute and opening ceremonies.

**REPORTING OUT OF
CLOSED SESSION
ACTION:**

Superintendent McKinney reported that the Board would be going back into closed session. He announced that in the first open session just prior to closed session, Dr. Kirk read a public statement indicating that he will be remaining on the Board but would be stepping down from the presidency role effective immediately. According to Board Bylaw 9121.1, in such cases the Vice President comes in and takes over the meeting. Therefore, Mrs. Lee Rogers will be taking the President’s role and facilitating the meeting this evening.

**7.
STUDENT
REPRESENTATIVES:**

The student representatives from Hesperia HS, Sultana HS, Mojave HS and Canyon Ridge HS reported on activities and events being held at each of their respective schools.

**8.
RECOGNITION OF
HUSD SCIENCE
FAIR WINNERS:**

Russ Munyan, Coordinator II-Curriculum/Technology, recognized the 2009 HUSD Science Fair winners.

SPECIAL REPORTS

**12.1
GASB 45:**

Vice President Rogers indicated that the Board would be deferring Items #9-11 and move into the Special Reports Item 12.1.

Mr. Frank Thoen of Milliman, Inc., reviewed the GASB 45 Actuarial Study of Post Employment Benefits as of July 1, 2008.

9.
SUPERINTENDENT'S
REPORT:

Superintendent McKinney reported on the following:

- Hesperia HS Career Day to be held on Wednesday
- FA-HERO Competition participated by Sultana HS students
- ROP students competed in the Health Occupations Students of America Program. Out of the 3 events, our students came home with gold and silver medals. They will be competing at the national level in Nashville.

APPROVAL
OF AGENDA &
CONSENT LIST:

Board Member Black made a motion to approve the agenda and consent list and requested that Item #12.5 Hearing from the Audience up next on the agenda. The motion was seconded by Board Member Riley.

Vice President Rogers asked if Item #12.3 Sunset Point Night School presentation could be done first.

Board Member Black amended his motion to move Sunset Point Night presentation next, followed by Hearing from the Audience. Board Member Riley seconded the motion and on a vote of 5-0, the motion carried unanimously.

12.3
SUNSET POINTE
NIGHT SCHOOL
PRESENTATION:

Mr. Rich Stuelke, Principal and students shared information on the Sunset Pointe Night School.

12.4
HEALTHY KIDS
PRESENTATION:

Mrs. Peggy Lindsay, HUSD District Nurse introduced Mr. Kevin Mahany, St. Mary's Healthy Communities Director. Mr. Mahany thanked the Board, principals and teachers and Mrs. Lindsay and the nurses for their efforts in identifying and enrolling uninsured children into health insurance. He presented a Resolution to the Board from the Governor's office.

RECESS:

The Board took a recess at 7:40 p.m.

RECONVENE:

The Board reconvened the meeting at 7:55 p.m.

HEARING FROM THE
AUDIENCE:

Vice President Rogers indicated that the Hearing from the Audience would be done in two parts and that the Board would be going back into closed session. She reminded the audience that each topic is allowed no more than 20 minutes.

**HEARING FROM THE
AUDIENCE:
(Continued)**

Vice President Rogers 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. Hardy Black, resident. Topic: Board Bylaws
2. Chris Mauger, Principal. Topic: Thank you.
3. Adrian Barrera, resident. Topic: Piano Class
4. Joshua Prickett, resident. Topic: Piano Class
5. Barbara Tavares, Los Angeles. Topic: Piano Program
6. Charles Roedell
7. E. T. Snell, Apple Valley.
8. John Mahr, resident. Topic: Supporting Dr. Kirk
9. Jim Pace, President, Hesperia Teachers. Topic: Recall
10. Al Vogler, resident. Topic: Comments to Board
11. Gordon Williamson, resident. Topic: Mediation instead of Recall

**POLL OF BOARD
TO EXTEND THE
20 MINUTES ALLOTTED
PER EACH AGENDA
OR NON-AGENDA
ITEM FOR PUBLIC
PRESENTATION:**

Vice President Rogers polled the Board as to whether they wished to increase the time allotted for public presentation. Currently, the total time for public input on each item is 20 minutes. With Board consent, the President may increase or decrease the time allowed for public presentation, depending on the topic and the number of persons wishing to be heard.

Board Member Kirk made a motion to continue the public comments. Board Member Riley seconded the motion. The motion carried unanimously 5-0.

Vice President Rogers informed the audience that the Board would be going back into closed session at 9:00 p.m.

12. Derek Castillo, Apple Valley. Topic: Recall
13. Tony McGuyer, resident. Topic: Against Recall
14. Jose Madera, resident. Topic: Support of Dr. Kirk
15. Katrina Jackson, resident. Topic: Keep Dr. Kirk
16. Tina Beso, resident. Topic: Dr. Kirk
17. Luis Devon Beso, resident. Topic: Dr. Kirk
18. Mark Ziesmer, resident. Topic: Support
19. H. Todd O'Neal, resident. Topic: No recall of Dr. Kirk
20. Joyce Doig, Victorville. Topic: In favor of Robert Kirk
21. Kelly Ford, Apple Valley. Topic: Support of Dr. Kirk
22. Lee Samuels, Apple Valley. Topic: In support of Robert Kirk
23. Robert O'Neill, resident. Topic: Robert Kirk

**ADJOURN TO
CLOSED SESSION:**

The Board adjourned to closed session at 9:04 p.m.

**RECONVENE IN
OPEN SESSION:**

The Board reconvened in open session at 10:30 p.m.

**REPORTING OUT OF
CLOSED SESSION
ACTION:**

Superintendent McKinney reported the following action taken in closed session:

On MSC (Black, Riley) Vote: 3-2, Certificated Personnel Report 2008/09-15 was approved as amended.

On MSC (Kirk, Riley) Vote: 5-0, Classified Personnel Report No. 2008/09-15 was approved as amended.

On MSC (Riley, Black) Vote: 5-0, Pupil Personnel Report No. 2008/09-16 was approved as amended.

**10:30 P.M.
EXTENSION OF
BOARD MEETING:**

Board Member Bentley made a motion to extend the meeting until done with business. Vice President Rogers seconded the motion, however, she thought that the Board should put a reasonable timeframe on the motion. Board Member Bentley amended his motion to extend the meeting to 11:00 p.m. Vice President Rogers seconded the motion. The motion carried on a vote of 3-2.

**APPROVAL OF
ACTION ITEMS 13.1,
13.2, 13.3, 13.4, 13.5:**

Board Member Kirk made a motion to approve Action Items 13.1 Approval of HUSD Plan to Address the State Budget Crisis; 13.2, Approval of GASB 45; #13.3 Approval of Variable Term Waivers; #13.4 Adoption of Resolution for Categorical Flexibility Options and Consent List #13.5. Board Member Kirk corrected his motion to approve all items mentioned except for Item #13.1 which was pulled by staff. Board Member Riley seconded the motion.

Board Member Bentley indicated that he wanted to pull Consent #13.5.1 Ratify the Accounts Payable Warrant Register Report No. 08/09-10 and the rationale for that was that Batch #2397 is showing a payment of \$1,981.95 to The O'Reilly Public Relations Firm and it seems to him that their contract, we sent them a \$5,000 retainer and once we ended the contract, all the monies were supposed to come out of the retainer.

**APPROVAL OF
ACTION ITEMS 13.1,
13.2, 13.3, 13.4, 13.5:
(Continued)**

Superintendent McKinney responded that he would prepare a report of timelines and the payments made in response to the questions raised.

Board Member Bentley stated that putting the contract through on a consent list was dubious at best and now there's question on some payments and that's kind of dubious at best too, but we can all count to 3. We understand the way votes go here, but I would like that on the record.

Following discussion, Vice President Rogers called for the vote. Board Member Bentley asked whether the Variable Term Waivers had to be read. Superintendent McKinney responded they did not have to be read; they would be approved as printed.

The motion made by Board Member Kirk, seconded by Board Member Riley as amended to approve Items 13.2, Approval of GASB 45; #13.3 Approval of Variable Term Waivers; #13.4 Adoption of Resolution for Categorical Flexibility Options and Consent List #13.5. was carried on a vote of 4-1 (Ayes: Black, Kirk, Riley, Rogers; Noes: Bentley).

**SPECIAL REPORTS
(Continued)**

**12.2 BUDGET
PRESENTATION:**

Superintendent McKinney indicated that staff would like to pull Item #12.2 Budget Presentation due to changes that are necessary as a result of closed session discussions.

On MSC (Kirk, Rogers) Vote: 4-1 (Ayes: Black, Kirk, Riley, Rogers; Noes: Bentley) Item #12.2 Budget Presentation was pulled.

**14.
INFORMATION ITEMS:**

**14.1
ENROLLMENT
UPDATE:**

The Board received a Projection Compared to Actual Enrollment as of March 24, 2009.

**16.
ITEMS FOR FUTURE
BOARD MEETINGS:**

The Board was asked if they had any items for future board meetings.

16.
ITEMS FOR FUTURE
BOARD MEETINGS:
(Continued)

Superintendent McKinney informed the Board of agenda items already scheduled for the next meeting:

- Report on Security Cameras
- Report on Dashboard
- Discussion/Action to review the RFP Process
- Discussion/Action – Site Based Management Model

The following items were requested for a future board meeting:

- Report on what we are planning to do with the buildings at Oxford. Would also like the Board to consider a 7-8 grade alternative school at that site. (May meeting) – VICE PRESIDENT ROGERS
- Superintendent's Evaluation (4/20 meeting) – VICE PRESIDENT ROGERS

NEXT MEETING
DATE:

The next meeting of the Hesperia Unified School District Board of Trustees will be held on April 20, 2009 at the Hesperia Administration & Educational Support Center (AESC) Annex, 15576 Main Street, Hesperia.

ADJOURNMENT:

The Board adjourned at 11:00 p.m.

APPROVED AS SUBMITTED: May 4, 2009