

BOARD OF TRUSTEES
HESPERIA UNIFIED SCHOOL DISTRICT
MINUTES

Board Meeting
December 6, 2010

Hesperia Administration & Educational Support Center (Annex)

**BOARD MEMBERS
PRESENT:**

Hardy Black, President
Anthony Riley, Vice President
Chris Bentley, Member
Niccole Childs, Member
Eric Swanson, Member

**BOARD MEMBERS
ABSENT:**

None

**CABINET MEMBERS
PRESENT:**

Mark McKinney, Superintendent
David McLaughlin, Asst. Supt., Business Services
Jovy Yankaskas, Asst. Supt., Educational Services
Dr. Matt Spencer, Asst. Supt., Personnel Services
Dr. Patrick Traynor, Asst. Supt., Student Assmt & Accountability

**OTHERS IN
ATTENDANCE:**

Valerie Turpen, Coordinator, AESC
Dick Gary, Director, M&O
Roman Aguilar, Tech. Media, OHHS
Larry Porras, Principal, OHHS
Sophia LaBrosse, ASB VP, OHHS
Theodora Turner, Dance Commissioner, OHHS
Courtney Clark, 2014 Secretary, OHHS
Theresa Santos, Attendance, OHHS
William Fovaker, Student Store Comm, OHHS
Celina Diaz, 2012 Class President, OHHS
Ashley Kakish, 2013 Class President, OHHS
Javier Pina, 2014 Class President, OHHS
Kiana D., Diversity Comm., OHHS
G. Santos, 2012 Treasurer, OHHS
Melanie Castaneda, 2011 Publicity Comm., OHHS
Miranda Mobley, 2012 VP., OHHS
Alicia Bonnett, VP-Activities, HHS
Lucie Mobley, Pupil Support, OHHS
Gio Frausto, ASB Treasurer, OHHS
Brett Croft, Activities Comm., OHHS
Katie Aragon, ASB, OHHS
Taylor Tang, ASB President, OHHS
Sarah Olson, Senior Class VP, OHHS
Ben Skinner, AP, Krystal-Cypress
Ventura Herrera, Student, APU
Collin Rowe, Student, APU

**OTHERS IN
ATTENDANCE:
(Continued)**

Bryan Yglesias, Student, OHHS
Margaret Snyder, Director, AESC
Bill Pittsford, Principal, CR/SR
Kami Murphy
Nate Lambdin, Principal, Mojave HS
Anthony Jacobs, Student Rep, Mojave HS
Felix G. Diaz, Retired Teacher/Coach, VVUHS
James Elgan, AP, JC
Thomas Kerman, Teacher, HJH
Virginia Gutierrez, Accountant, Facilities
Matthew Woods, Father, Encore Charter School
Patricia O'Reilly, Retired CSEA, JC
Linda Metcalfe, Instr. Aide, JC
John Griffin, Dean of Students, Encore High School
Michelle Murphy, Principal, Mission Crest
Teri Green, Principal, Kingston
Mary Porras, AP, CR/SR
Gordon Williamson, Teacher, Maple Elementary
Bob Schnebeck, Principal, HHS
Sue Knuth, Principal, Cottonwood
Judi Cook, AP, Cottonwood
Rebekah Swanson, Parent/Teacher, Eucalyptus
Debra Mockler, Parent/Teacher, SHS
Christopher Frausto, ASB, OHHS
Miguel Avina, ASB, OHHS
Ryan Kistner, ASB Athletics, OHHS
Tina Viayra, Teacher/Parent, HHS
Rick Maschek, Retired
Mike Smith, Director, AEC
Susana Castillo, Teacher, Mission Crest
Derek Castillo, Teacher, Mission Crest
Joey Reyes, Basketball Coach, OHHS
Renee Getchel, Teacher, Mesa Grande
Lois Reaber, Principal, JC
Carol Whitton, Principal, Lime Street
Aldora Thackeray, Parent, Encore
Joan Case, TOA-Math, AESC
Kathy Miller, AP, Lime Street
Kathy Everhart, Asst. Director, AESC
Shane Halderman, Teacher, SHS
Tom Kirk, Principal, Krystal
Karen Prestwood, Principal, Topaz
Pam Seeger, Principal, Mesa Grande
Ellen Stephan, Teacher, HHS
Phil Dotson, Director, Summit Leadership
Ben Rivera, ASB President, Canyon Ridge HS

**OTHERS IN
ATTENDANCE:
(Continued)**

Michael Garvin, Student, Canyon Ridge HS
Deborah Barbour, Teacher, Eucalyptus
Mike Graham, Chief, HUSD Police Dept.
Robert Copley, Officer, HUSD Police Dept.
Cathy Gomez, Exec. Asst., Admin Services

CALL TO ORDER:

President Black called the meeting to order at 4:07 p.m. All Board members were present with the exception of Board member Eric Swanson.

**HEARING FROM
THE AUDIENCE:**

President Black read the statement inviting the general public to address the Board on any closed session item. There were no comments.

**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 matters, negotiations, litigation, and/or the acquisition of land or facilities.

The Board adjourned to Closed Session at 4:08 p.m. in the Personnel Conference Room to discuss and may take action on the following closed session items:

3.1 Conference with Legal Counsel-Existing Litigation

Name of Case: CIVVS805470	CV10-3528	CIVVS907036	CIVVS904495
CIVVS1005742	CIVVS1001615	CIVVS1008948	CIVVS1005651
CIVDS907469	LA-CE-5268-E		

3.2 Conference with Legal Counsel-Anticipated Litigation

3 potential cases

3.3 Public Employee Appointment

3.4 Public Employee Performance Evaluation

Superintendent	Asst. Supt. Personnel	Asst. Supt., Business
Asst. Supt., Ed Services	Asst. Supt., Student Assmt & Accountability	

3.5 Employee Resignation/Retirement

*3.6 Public Employee Discipline/Dismissal/Release/Reassignment/
Transfer*

3.7 Conference with Labor Negotiator

3.8 Pupil Personnel

**ARRIVAL OF
BOARD MEMBER
ERIC SWANSON:**

Board member Eric Swanson arrived at 4:09 p.m.

**RECONVENE IN
OPEN SESSION:**

The Board reconvened in open session at 6:18 p.m.

**PLEDGE OF
ALLEGIANCE:**

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

INVOCATION:

President Black requested a moment of silence.

**REPORTING OUT OF
CLOSED SESSION
ACTION:**

Superintendent McKinney reported the following action taken in closed session:

On MSC (Riley, Swanson) Vote: 4-1 (Ayes: Black, Childs, Riley, Swanson; Noes: Bentley) Certificated Personnel Report No. 2010/11-06.

On MSC (Bentley, Riley) Vote: 4-1 (Ayes: Bentley, Black, Childs, Riley; Noes: Swanson) Direction was given to staff on Case #LA-CE-5268-E.

Superintendent McKinney also noted that the Board would be going back into closed session.

**ADMINISTER OATH
OF OFFICE:**

Superintendent McKinney announced that the Board members Black, Childs and Swanson were previously sworn in at an intimate ceremony on Sunday afternoon, December 5th. He publicly administered the Oath of Office to Board members Black and Childs. Mrs. Rebekah Swanson administered the Oath of Office to her husband Eric Swanson.

**REORGANIZATION OF
THE GOVERNING
BOARD:**

According to Board Bylaw 9100, the Board shall each year elect its entire slate of officers.

President

On MSC (Swanson, Riley) Vote: 5-0, **Chris Bentley** was elected as President from December 2010 through December 2011.

Vice President

On MSC (Riley, Swanson) Vote: 5-0, **Hardy Black** was elected as Vice President from December 2010 through December 2011.

Clerk

On MSC (Riley, Bentley) Vote: 5-0, **Eric Swanson** was elected as Clerk from December 2010 through December 2011.

Appointment of Board Secretary

On MSC (Swanson, Black) Vote: 5-0, **Mark A. McKinney**, Superintendent was appointed as Board Secretary from December 2010 through December 2011.

Designation of Board Representative to the San Bernardino County School Boards Association (SBCSBA)

On MSC (Black, Riley) Vote: 5-0, **Eric Swanson** was elected as Board Representative to the SBCSBA from December 2010 through December 2011.

**REORGANIZATION OF
THE GOVERNING
BOARD:
(Continued)**

**Designation of Board Representatives to the Tri-Agency
Committee & Alternates**

On MSC (Swanson, Childs) Vote: 5-0, **Chris Bentley** was designated as Board Representative to the Tri-Agency Committee from December 2010 through December 2011.

On MSC (Swanson, Riley) Vote: 5-0, **Hardy Black** was designated as Board Representative to the Tri-Agency Committee from December 2010 through December 2011.

On MSC (Black, Riley) Vote: 5-0, **Eric Swanson** was designated as Alternate to the Tri-Agency Committee from December 2010 through December 2011.

**STUDENT
REPRESENTATIVES:**

The student representatives from Mojave HS and Canyon Ridge HS reported on activities and sports events being held at their respective schools.

**SUPERINTENDENT'S
REPORT:**

Superintendent McKinney reported that he and Board members Bentley, Childs and Swanson attended the California School Boards Association last week in San Francisco. He welcomed new board members Niccole Childs and Eric Swanson and returning board member Hardy Black. He announced that an outgoing board member reception is scheduled on Monday, December 13 from 3:30-5:00 p.m. at the AESC Annex for outgoing board members Lee Rogers and Dr. Kirk.

**APPROVAL
OF AGENDA:**

Consent List items 15.1 Ratify the Accounts Payable Warrant Register Report No. 10/11-6; #15.2 Approval of Conference Report No. 10/11-5; #15.4 Approval of Off-Campus Activities; #15.6 Approval of Surplus Property Disposal; #15.8 Approval of the Supplemental Educational Services (SES) Provider Master Contract were pulled from the agenda.

On MSC (Swanson, Black) Vote: 5-0, The agenda was approved as amended.

**APPROVAL OF
MINUTES:**

Vice President Black requested that the minutes be corrected on Page 4, Others in Attendance, to read Pam Seeger, Principal, Mesa Grande.

On MSC (Black, Riley) Vote: 5-0, The Minutes of November 1, 2010 were approved as corrected.

**HEARING FROM THE
AUDIENCE:**

President Bentley invited the general public to address the School Board regarding matters on the agenda and other matters within the jurisdiction of the Board.

The following addressed the Board:

1. Felix G. Diaz, Victorville. Topic: Joey Reyes
2. Derek Castillo, Apple Valley. Topic: Assmt & Accountability
3. Debra Mockler, Hesperia. Topic: School Discipline
4. Joseph Reyes, Oak Hills. Topic: OHHS Boys Basketball Team
5. Ida C. Torres, Apple Valley: OHHS Boys Basketball Coach/Boys Basketball Program
6. Joey Reyes, Oak Hills. Topic: OHHS Boys Basketball Program
7. Rick Maschek, Oak Hills.

**MOTION TO EXTEND
PUBLIC COMMENT
TIME:**

Board member Swanson made a motion to extend the public comment time for one (1) minute. President Bentley seconded the motion. The motion failed 2-2. Board member Childs abstained.

CONSENT LIST:
*(Consent Items approved
In one motion)*

On MSC (Swanson, Childs) Vote: 5-0, The Board approved the following items on the Consent list excluding Items #15.1, 15.2, 15.4, 15.6, 15.8.

- 15.3 *Accepted Gifts to the District*
- 15.5 *Approved County Signature Listing Changes*
- 15.7 *Approved Resolution No. 2010/11-21 Approving Annual and Five Year Report of School Facilities Fees for 2009/10*
- 15.9 *Renewed the Practice Teaching Agreement between California Baptist University and the Hesperia Unified School District*
- 15.10 *Approved the Educational Fieldwork Agreement between the University of Redlands and the Hesperia Unified School District*

**15.1
RATIFY THE ACCOUNTS
PAYABLE WARRANT
REGISTER REPORT
NO. 10/11-6:**

Board member Black requested this be pulled from the agenda. He mentioned that the Warrant Register Report is after the fact and the pay warrants have already been paid. Board member Black referred to Page 17 of 25 of the Warrant Register Report, Vendor: US Bank. There's no rhyme or reason for the order they're in. He requested that the employee names be alphabetized or at least put the people together by site. Board member Swanson would also like to see the listing identified by budget number. Another thing is that it doesn't say where it is being used.

Superintendent McKinney indicated that staff would bring back some options on how to organize the report.

15.1

**RATIFY THE ACCOUNTS
PAYABLE WARRANT
REGISTER REPORT
NO. 10/11-6:
(Continued)**

On MSC (Black, Swanson) Vote: 5-0, The Accounts Payable Warrant Register Report No. 10/11-6 was approved as submitted.

15.2

**APPROVAL OF
CONFERENCE
REPORT NO. 10/11-5:**

Board member Black requested this be pulled from the agenda. He indicated that 6 of the 9 conferences are after the fact and most could have been addressed at the October or November meetings. Board member Swanson would like to know who is attending these workshops.

On MSC (Black, Riley) Vote: 5-0, Conference Report No. 10/11-5 was approved as amended.

15.4

**APPROVAL OF
OFF-CAMPUS
ACTIVITIES:**

Board member Black requested that this be pulled from the agenda. He expressed concern as to why students are going to visit 4 potential prom sites during a school day. Mrs. Yankaskas, Asst. Supt., Educational Services responded that they do try to schedule these things after school, however, sometimes this is the only time the vendors are available.

Board member Black also mentioned that the Chaperone list for Grad Nite on page 129 lists Diane Rodriguez twice (#13 and #46). It was suggested that one additional person be added to the list of chaperones.

On MSC (Black, Swanson) Vote: 5-0, The off-campus activities on December 9, 2010 – Visit 4 potential prom sites – Class of 2012 Officers, Hesperia HS; December 11, 2010 – Aquarium of the Pacific, Long Beach – California Jr. Scholastic Federation (CJSF) students, Rancho MS; December 27-29, 2010 (OVERNIGHT) – Bishop HS, Varsity Basketball Tournament – Varsity Boys Basketball, Hesperia HS; January 14-15, 2011 (OVERNIGHT) – Temecula Valley HS, Wrestling Tournament – Wrestling, Hesperia HS; January 14-15, 2011 (OVERNIGHT) – Temecula Valley HS, Wrestling Tournament – Wrestling, Oak Hills HS; January 28-29, 2011 (OVERNIGHT) – Canyon Springs HS, Moreno Valley, Wrestling Tournament – Wrestling, Oak Hills HS; March 18, 2011 – Hilton Garden Inn, Victorville, Military Ball – Air Force JROTC, Sultana HS; May 19-22, 2011 (OVERNIGHT) – San Francisco, CA, Heritage Festivals Band Competition – Band & Orchestra, Oak Hills HS; May 26-27, 2011 (OVERNIGHT) – Disneyland, Anaheim, Grad Nite – Senior

**15.4
APPROVAL OF
OFF-CAMPUS
ACTIVITIES:
(Continued)**

Class, Oak Hills HS; were approved as amended removing the duplication of Diane Rodriguez from the chaperone list for May 26-27, 2011 Grad Nite and replacing with another chaperone.

**RECOGNITION OF
DONATIONS TO THE
DISTRICT:**

President Bentley took a moment to recognize Ohiopyle Prints, Inc. and Kathleen and Paul Harrington for their donations to the District.

**15.6
APPROVAL OF
SURPLUS PROPERTY
DISPOSAL:**

Board member Black requested that this item be pulled from the agenda mainly to clarify for new Board member Ms. Childs and the audience.

Mr. McLaughlin, Asst. Supt., Business Services indicated that when a piece of equipment has lost its life, in order to dispose of it, we have to declare it as surplus. It depends on the surplus item as to whether we use a firm to help us sell it or auction.

On MSC (Black, Riley) Vote: 5-0, The listing of certain items of District property with an estimated value under \$2,500 was declared as surplus. The Board authorized Carmen Becker and/or Dick Gary to dispose of said items in an appropriate manner in accordance with E.C. 17545-17555.

**15.8
APPROVAL OF THE
SUPPLEMENTAL
EDUCATIONAL
SERVICES (SES)
PROVIDER MASTER
CONTRACT:**

Board member Black requested that this item be pulled from the agenda. Mrs. Yankaskas, Asst. Supt., Educational Services was asked to explain this item.

Following a brief explanation, a motion was made.

On MSC (Black, Swanson) Vote: 5-0, The Supplemental Educational Services (SES) Provider Master Contract for eligible students at Cottonwood Elementary, Joshua Circle Elementary School and Lime Street Elementary School, Program Improvement, Year 2 schools, was approved as submitted.

16. SPECIAL REPORTS

**FIRST INTERIM
REPORT:**

David McLaughlin, Asst. Superintendent, Business Services and Laura Carevic, Director of Fiscal Services gave a PowerPoint update on the First Interim Report.

RECESS:

The Board took a recess at 8:20 p.m.

RECONVENE: The Board reconvened the meeting at 8:35 p.m.

SPECIAL REPORTS
(Continued)

**UPDATE ON
STUDENT CALENDAR
COMMITTEE:** Tom Loomis, Director-Curriculum/Student Services gave a PowerPoint update on the Student Calendar Committee.

17. ACTION

17.1

**DISCUSSION/ACTION –
APPROVAL OF
PROPOSED BOARD
MEETING DATES
(DEC 2010-DEC 2011):**

As part of its annual organizational meeting, the Board shall approve a Board Calendar for the year. The Board is asked to approve the proposed listing of meeting dates from December 2010 through December 2011.

Board member Riley made a motion to approve the proposed listing of Board meeting dates from December 2010 through December 2011. The motion was seconded by Board member Swanson.

Following discussion, Board member Riley amended his motion to change the official start time for January and February meetings to 4:30 p.m.; add a closed session at 5:00 p.m. for Thurs., January 13, 2011 meeting and the potential for two (2) special meetings in the months of March and December. The amended motion was seconded by Board member Swanson. The motion carried on a vote of 4-1 (Ayes: Bentley, Childs, Riley, Swanson; Noes: Black).

17.2

**DISCUSSION/ACTION –
FIRST READING OF
PROPOSED REVISION
TO BOARD POLICY AND
ADMINISTRATIVE
REGULATION 4361 –
PERSONNEL; LEAVES –
CERTIFICATED AND
CLASSIFIED MANAGE-
MENT, SUPERVISORY,
CONFIDENTIAL AND
SWORN SCHOOL
POLICE EMPLOYEES &
PROPOSED RREVISION
TO ADMINISTRATIVE
REGULATION 4361.2 –
PERSONNEL; PERSONNEL
LEAVES/HOLIDAYS:**

This item was tabled to the next meeting.

17.3

**DISCUSSION/ACTION –
TO CONSIDER
NOMINATIONS FOR
THE CALIFORNIA
SCHOOL BOARDS
ASSOCIATION (CSBA)
DELEGATE ASSEMBLY:**

On MSC (Swanson, Black) Vote: 5-0, Karen Morgan and Tom Courtney were nominated for the 2011 California School Boards Association Delegate Assembly.

17.4

**DISCUSSION/ACTION –
TO RATIFY AMEND-
MENT TO MOU DATED
MARCH 17, 2010 BY AND
BETWEEN CALIFORNIA
SCHOOL EMPLOYEES
ASSOCIATION,
CHAPTER #684 AND THE
HESPERIA UNIFIED
SCHOOL DISTRICT
RE: FURLOUGH DAYS:**

This item was pulled.

17.5

**DISCUSSION/ACTION –
CREATIO OF NEW
CLASSIFIED POSITION –
HEALTH SERVICES
TECHNICIAN II,
DISTRICT OFFICE:**

Superintendent McKinney noted that the creation of this position was because of an IEP.

On MSC (Black, Riley) Vote: 5-0, The creation of a new 7.00 hour Health Services Technician II to be based at the District office (initial assignment will take place at Cottonwood elementary), with a work year of 10.5 months/201 days (190 days after deducting 11 furlough days for the 10/11 and 11/12 school years), funding from General Funds, was approved as submitted.

17.6

**PUBLIC HEARING:
CHARTER RENEWAL
PETITION OF ENCORE
JR./SR. HIGH SCHOOL:**

In accordance with Education Code Section 47605, within 30 days of receipt of a Charter Petition, the Governing Board of a school district shall hold a public hearing on the provisions of the charter, at which time the governing board of the school district shall consider the level of support for the petition by teachers employed by the District, other employees of the District and parents.

President Bentley declared the public hearing open at 9:23 p.m. Following public comments, President Bentley declared the public hearing closed at 10:08 p.m.

17.7

**DISCUSSION/ACTION –
FIRST READING OF
REVISED BOARD
POLICY AND
ADMINISTRATIVE
REGULATION 6145.6 –
STUDENTS;
INTERNATIONAL
EXCHANGE STUDENTS:**

Board member Swanson indicated that he needed more time to read through this.

On MSC (Black, Riley) Vote: 4-1 (Ayes: Bentley, Black, Childs, Riley; Noes: Swanson) Proposed Revision to Board Policy & Administrative Regulation 6145.6 – Students; International Exchange Students was received for first reading and will come back as a second reading and adoption at the next Board meeting.

17.8

**DISCUSSION/ACTION –
APPROVAL OF FIRST
INTERIM REPORT:**

On MSC (Black, Riley) Vote: 5-0, The District's First Interim Report and the filing of a Positive Certification with the County Superintendent of Schools, was approved as presented.

**18. INFORMATION
ITEMS:**

**18.1 ENROLLMENT
UPDATE:**

The Board received a Projection Compared to Actual Enrollment as of November 29, 2010.

**18.2 ASB INCOME &
EXPENSE REPORTS
~ OCTOBER 2010:**

The Board received the ASB Income & Expense Reports for the month of October 2010.

**19. BOARD MEMBER
REPORTS:**

Board members Swanson, Childs and Bentley gave Board member reports.

**ITEMS FOR FUTURE
BOARD MEETINGS:**

The Board requested the following item(s) for future Board meetings:

- INCLUDE IN THE MONTHLY ENROLLMENT REPORT THE ATTENDANCE AVERAGE OF THE PREVIOUS MONTH COMPARED TO LAST YEAR (BOARD MEMBER BLACK)

**NEXT MEETING
DATE:**

The next meeting of the Hesperia Unified School District Board of Trustees will be held on Thurs., January 13, 2011(Board Protocols/Budget Workshop); January 24, 2011 (Regular Meeting) at the Hesperia Administration & Educational Support Center (AESC) Annex, 15576 Main Street, Hesperia.

**EXTENSION OF
BOARD MEETING:**

At 10:20 p.m., Board member Swanson made a motion to extend the meeting to 11:00 p.m. The motion was seconded by Board member Riley. The motion carried unanimously 5-0.

**ADJOURN TO
CLOSED SESSION:**

The Board adjourned to Closed Session at 10:21 p.m.

**RECONVENE IN
OPEN SESSION:**

The Board reconvened to Open Session at 11:05 p.m.

**REPORTING OUT OF
CLOSED SESSION
ACTION:**

Superintendent McKinney reported the following action taken in Closed Session:

On MSC (Swanson, Black) Vote: 5-0, Classified Personnel Report #2010/11-6 was approved as amended.

On MSC (Riley, Black) Vote: 5-0, Pupil Personnel Report #2010/11-6 was approved as presented.

ADJOURNMENT:

The Board adjourned at 11:12 p.m.

APPROVED AS SUBMITTED: January 24, 2011