

GOVERNING BOARD
 HESPERIA UNIFIED SCHOOL DISTRICT
 MINUTES
REGULAR MEETING
June 17, 2019
 Board Room, AESC Annex Bldg C

1. CALL TO ORDER - 4:00 P.M.

Roll Call

Attendee Name	Title	Status	Arrived
Eric Swanson	President	Present	
Cody Gregg	Vice President	Present	
Marcy Kittinger	Clerk	Present	
Ella Lee Rogers	Board Member	Present	
Mark Dundon	Board Member	Present	

Cabinet Members present:

David Olney, Superintendent
 Jovy Yankaskas, Deputy Superintendent, Educational Services
 Dr. George Landon, Assistant Superintendent, Business Services
 Robert McCollum, Assistant Superintendent, Innovative Technology & Communication
 Karen Kelly-Pelayes, Assistant Superintendent, Personnel
 Kevin Garcia, Assistant Director, Purchasing & Facilities
 Virginia Gutierrez, Director, Purchasing & Facilities
 Kim Walker, Coordinator, Alt. Ed.

Others present:

Roman Aguilar, DSA II, IT
 Michael Tepner, Director, IT
 Virginia Gutierrez, Director, AESC
 Kevin Garcia, Asst. Director, AESC
 Shauna Warnock, Director, AESC
 Lori Mente, Executive Assistant, Admin Svcs
 Christine Chisholm, Executive Assistant, Admin Svcs

2. HEARING FROM THE AUDIENCE ON CLOSED SESSION ITEMS

No members of the public addressed the board.

3. CLOSED SESSION

Pursuant to Government Code Section 54957 et seq., 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 Hesperia Administration & Educational Support Center to discuss and may take action on the following closed session items:

- a. Agency Negotiator: Karen Kelly-Pelayes Employee Organization: Hesperia Teachers Association
- b. Agency Negotiator: Karen Kelly-Pelayes Employee Organization: Hesperia CSEA Chapter #684
- c. Agency Negotiator: David Olney Employee Organization: Unrepresented Employees

4. RECONVENE IN OPEN SESSION - 5:00 P.M.**5. CLOSED SESSION - 4:01 P.M.**

1. CONFERENCE WITH LABOR NEGOTIATOR (Gov't Code Section 54957.6)
 - a. Agency Negotiator: Karen Kelly-Pelayes Employee Organization: Hesperia Teachers Association
 - b. Agency Negotiator: Karen Kelly-Pelayes Employee Organization: Hesperia CSEA Chapter #684
 - c. Agency Negotiator: David Olney Employee Organization: Unrepresented Employees
2. PUPIL PERSONNEL ISSUES (EDUCATION CODE SECTION 35146: CONSIDERATION OF STUDENT DISCIPLINE)

6. RECONVENE IN OPEN SESSION - 5:20 P.M.

The Board reconvened in open session at 5:20 P.M. All Board and Cabinet members were present.

Also Present:

Roman Aguilar, DSA II, IT
Michael Tepner, Director, IT
Lori Mente, Executive Assistant, Admin Svcs
Christine Chisholm, Executive Assistant, Admin Svcs
Kevin Garcia, Assistant Director, Purchasing & Facilities
Virginia Gutierrez, Director, Purchasing & Facilities
Kim Walker, Coordinator, Career & Adult Ed.
Kelly Gregg
Thomas Kerman, Teacher, AESC
Paula Kondratko, Teacher, MG
Thomas Loomis, Director, Student Services
Isaac Newman-Gomez, Director, Student Services
Paige Moyer, Director, Personnel
Michelle Estrada, Director, AESC
Rebekah Swanson, Teacher, Euc
Valerie Turpen, Director, AESC
Gordon Williamson, CTA Retired
Dr. Elaine Nelson, Coordinator, AESC
Alex Cristales, Director, AESC
Teri McCollum

7. PLEDGE OF ALLEGIANCE ~

President Swanson asked Chief Hinojos to lead the pledge.

8. REPORTING OUT OF CLOSED SESSION ACTION

There was nothing to report.

9. SUPERINTENDENT'S REPORT

Superintendent Olney congratulated Kim Walker who was recognized by the Inland Empire/Desert Regional Consortium for Excellence in Leadership! It was mentioned last week, but she was not in attendance.

The award-winning Summer Meal program is in full swing and provides FREE lunch for all children ages 2-18. These are being served at 4 locations: Mission Crest Elementary, Topaz Preparatory Academy, Carmel Elementary, and Hesperia High School Monday through Thursday until June 27.

Our VEX Robotics Students and First Robotics students are presenting at the Special Districts Dinner Meeting at the Percy Bakker Center tonight.

We are operating on a 4-10 schedule for the summer and are closed on Fridays through July.

We will be closed July 1 - July 5 for the holiday week

August 9 - All-District In-Service

August 12 - First Day of School

10. BOARD MEMBER REPORTS

None

11. APPROVAL OF AGENDA

Superintendent Olney pulled item 13.21.

RESULT:	APPROVED AS AMENDED [UNANIMOUS]
MOVER:	Marcy Kittinger, Clerk
SECONDER:	Mark Dundon, Board Member
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

12. SPECIAL REPORTS

1. Innovative Technology and Communication: Great Hesperian Relay, ICAN and SPAN Presentation

Mr. McCollum presented information on how HUSD is changing the world through programs and events such as the Great Hesperian Relay, ICAN Film Festival, and the SPAN Academy (Sports science, Physiology, Anatomy, Nursing).

13. HEARING FROM THE AUDIENCE

This is the time and place for the general public to address the School Board on any matter within the jurisdiction of the Board. State law prohibits the School Board from taking any action on any issue not previously included on the Agenda. The School Board may receive testimony and set the matter for a subsequent meeting.

The Board respects the right of members of the public to speak to the Board regarding matters on the agenda and other matters within the jurisdiction of the Board. Derogatory comments made at a Board meeting, which are repeated outside the context of a Board meeting, may be actionable as defamation.

In addition, the Board wishes to make clear that it is bound by the limitations set forth in Government Code Section 54957, which states that when specific complaints or charges are to be made against a District employee, such employee has the right to have such complaints heard in closed session and to be given prior notice that such complaints will be heard by the Board.

Therefore, members of the public who wish to lodge complaints against District employees are reminded that the Board cannot properly consider such complaints without giving prior notice to the named employee.

The Board also would like to remind anyone who wishes to lodge a complaint against a District employee that there is an existing Board adopted Policy in effect specifically for this purpose. This policy contains a comprehensive procedure for reviewing and investigating public complaints, which includes a right of appeal to the Board.

This process provides a much more thorough opportunity for the complainant and the employee to be heard and the merits of the complaint to be properly investigated.

Anyone who wishes to receive a copy of this Policy may contact the Superintendent's office.

Bylaw 9323(b) states that a person wishing to be heard by the Board shall first be recognized by the President and shall then proceed to comment as briefly as the subject permits. Individual speakers shall be allowed a total of five minutes to address the Board during public comment in open session on any agenda or non-agenda item, and no more than three minutes on any agenda item following a motion and a second on the item, prior to Board discussion. The Board shall limit the total time for public input on each item to 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. The President may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add.

No members of the public addressed the board.

14. CONSENT LIST

It is recommended that the Board of Trustees consider approving a number of Agenda items as a consent list. Consent items are routine in nature, and can be enacted in one motion without further discussion. The Board may request that certain items on the Consent List be pulled for separate discussion and/or action. The Board is asked to approve the Consent List as submitted or amended.

RESULT:	APPROVED [4 TO 1]
MOVER:	Ella Lee Rogers, Board Member
SECONDER:	Marcy Kittinger, Clerk
AYES:	Swanson, Kittinger, Rogers, Dundon
NAYS:	Gregg

1. Approval of Minutes
Approval of June 10, 2019 Governing Board Regular Meeting Minutes
2. Approval of Volunteer Applicants 6/17/19
3. Approval of Volunteer Coaches 6/17/19
4. Approval of Classified Personnel Report 6/17/19
5. Approval of Certificated Personnel Report 6/17/19
6. Approval of Off-Campus Activities
7. Approval of Charter Bus Companies for 2019-20 School Year
8. Approval of Document Tracking Services Agreement
9. Approval of Adult Education A22 Courses
10. Approval of K12 Strong Workforce Program MOU
11. Approval of CTE Incentive Grant MOU
12. Approval of Workforce Innovation and Opportunity Act, Title II: Adult Education Family Literacy Act Program Grant Reapplication
13. Approval of the 2019/2020 WorkAbility Grant Reapplication
14. Administrative Hearing Panel for the 2019-2020 School Year
15. Approval of CIF League Representatives 2019-20 School Year
16. Approval of 2019-20 Associated Student Body (ASB) Fundraisers

17. Approval of Surplus Property

15. ACTION

LCAP/BUDGET

1. Discussion/Action - Approval of Local Control Accountability Plan (LCAP)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Cody Gregg, Vice President
SECONDER:	Marcy Kittinger, Clerk
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

Motion to make Item 13.2 an Discussion/Action Item with correction made to the Agenda online.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Cody Gregg, Vice President
SECONDER:	Marcy Kittinger, Clerk
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

2. Discussion/Action Local Control Accountability Plan (LCAP) Federal Addendum

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Cody Gregg, Vice President
SECONDER:	Ella Lee Rogers, Board Member
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

3. Discussion/Action - Adoption of 2019-20 Budget

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Cody Gregg, Vice President
SECONDER:	Mark Dundon, Board Member
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

4. Discussion/Action - Approval of Consolidated Application Reporting System (CARS), Spring Submission

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Marcy Kittinger, Clerk
SECONDER:	Mark Dundon, Board Member
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

BUSINESS SERVICES

5. Discussion/Action - Adoption of Resolution No. 2019/20-8 for Education Protection Account

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ella Lee Rogers, Board Member
SECONDER:	Mark Dundon, Board Member
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

PERSONNEL SERVICES

6. Discussion/Action - Approval of the Renewal of the Tuition Discount Program Memorandum of Understanding with Azusa Pacific University

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Marcy Kittinger, Clerk
SECONDER:	Mark Dundon, Board Member
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

7. Discussion/Action - Approval of Declaration of Need for Fully Qualified Educators

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Cody Gregg, Vice President
SECONDER:	Mark Dundon, Board Member
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

INNOVATIVE TECHNOLOGY & COMMUNICATION

8. Second Reading and Adoption of Revised Administrative Regulation 1312.3 - Uniform Complaint Procedures

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Cody Gregg, Vice President
SECONDER:	Mark Dundon, Board Member
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

9. Second Reading and Adoption of Revised Board Policy 5131.2 - Bullying

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Cody Gregg, Vice President
SECONDER:	Mark Dundon, Board Member
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

10. Second Reading and Adoption of Revised Board Policy and New Administrative Regulation 5145.3 - Nondiscrimination/Harassment

RESULT: ADOPTED [UNANIMOUS]
MOVER: Marcy Kittinger, Clerk
SECONDER: Ella Lee Rogers, Board Member
AYES: Swanson, Gregg, Kittinger, Rogers, Dundon

11. Second Reading and Adoption of Revised Board Policy and Administrative Regulation 5145.7 - Sexual Harassment

RESULT: ADOPTED [UNANIMOUS]
MOVER: Cody Gregg, Vice President
SECONDER: Marcy Kittinger, Clerk
AYES: Swanson, Gregg, Kittinger, Rogers, Dundon

12. Second Reading and Adoption of Revised Board Policy 5146 - Married/Pregnant/Parenting Students

RESULT: ADOPTED [UNANIMOUS]
MOVER: Cody Gregg, Vice President
SECONDER: Mark Dundon, Board Member
AYES: Swanson, Gregg, Kittinger, Rogers, Dundon

PUPIL PERSONNEL ISSUES

13. Discussion/Action - Approval of Pupil Personnel Issues - Formal Expulsions

RESULT: APPROVED [4 TO 1]
MOVER: Mark Dundon, Board Member
SECONDER: Marcy Kittinger, Clerk
AYES: Swanson, Kittinger, Rogers, Dundon
NAYS: Gregg

ADMINISTRATIVE SERVICES

14. Discussion/Action - Approval of Superintendent Employment Contract

Section 15 - paragraph 2 - add the word "unless."

Public Comment: Mr. Thomas Kerman addressed the Board regarding a missing word in the contract.

RESULT: APPROVED AS AMENDED [4 TO 1]
MOVER: Marcy Kittinger, Clerk
SECONDER: Mark Dundon, Board Member
AYES: Swanson, Kittinger, Rogers, Dundon
NAYS: Gregg

15. Discussion/Action - Approval of Deputy Superintendent of Educational Services Employment Contract

RESULT: APPROVED [4 TO 1]
MOVER: Marcy Kittinger, Clerk
SECONDER: Mark Dundon, Board Member
AYES: Swanson, Kittinger, Rogers, Dundon
NAYS: Gregg

16. Discussion/Action - Approval of Assistant Superintendent of Innovative Technology and Communication Employment Contract

RESULT: APPROVED [4 TO 1]
MOVER: Marcy Kittinger, Clerk
SECONDER: Mark Dundon, Board Member
AYES: Swanson, Kittinger, Rogers, Dundon
NAYS: Gregg

Approval of Legal Services Contract with Atkinson, Andelson, Loya, Ruud & Romo

Motion CG motion to approve with NTE 500,000

RESULT: FAILED [2 TO 3]
MOVER: Cody Gregg, Vice President
SECONDER: Ella Lee Rogers, Board Member
AYES: Gregg, Rogers
NAYS: Swanson, Kittinger, Dundon

17. Approval of Legal Services Contract with Atkinson, Andelson, Loya, Ruud & Romo

RESULT: APPROVED [3 TO 2]
MOVER: Marcy Kittinger, Clerk
SECONDER: Mark Dundon, Board Member
AYES: Swanson, Kittinger, Dundon
NAYS: Gregg, Rogers

18. Approval of Legal Services Contract with Fagen Friedman & Fulfrost LLP

RESULT: APPROVED [3 TO 2]
MOVER: Marcy Kittinger, Clerk
SECONDER: Mark Dundon, Board Member
AYES: Swanson, Kittinger, Dundon
NAYS: Gregg, Rogers

Approval of Legal Services Contract with Orrock Popka Tucker & Dolen

Motion CG motion to approve with NTE 500,000

RESULT:	FAILED [2 TO 3]
MOVER:	Cody Gregg, Vice President
SECONDER:	Ella Lee Rogers, Board Member
AYES:	Gregg, Rogers
NAYS:	Swanson, Kittinger, Dundon

19. Approval of Legal Services Contract with Orrock Popka Tucker & Dolen

RESULT:	APPROVED [4 TO 1]
MOVER:	Mark Dundon, Board Member
SECONDER:	Marcy Kittinger, Clerk
AYES:	Swanson, Gregg, Kittinger, Dundon
NAYS:	Rogers

20. Approval of Legal Services Contract with Burke, Williams & Sorensen, LLP

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Cody Gregg, Vice President
SECONDER:	Marcy Kittinger, Clerk
AYES:	Swanson, Gregg, Kittinger, Rogers, Dundon

21. Discussion/Action - Adoption of Resolution #2019/20-13 to Pay Ella "Lee" Rogers, Board Member, for the 6/17/19 Missed Meeting

RESULT:	PULLED
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BOARD MEMBER REQUESTS

22. Community Outreach for

Rescinded with direction for staff to bring back more information and a potential plan.

23. Discussion/Action of Student Representative on School Board Requested by Board Vice President Gregg

A petition must be received by students, so item is pulled at this time.

24. Discussion/Action of Supervision of Police Chief Requested by Board Vice President Gregg

16. INFORMATION ITEMS

1. First Reading of Revisions to Proposed Board Policies and Administrative Regulations Series 0000 - 9000

RESULT:	INFORMATION ONLY
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2. Certificated and Classified Personnel Information Items for 6/17/19 Board Meeting

17. ITEMS FOR FUTURE BOARD MEETINGS

LR - Efficiency Expert come evaluate our school district

18. NEXT MEETING DATE

The next meeting of the Hesperia Unified School District will be held on August 5, 2019 (Regular Meeting), Closed Session 4:00 p.m., Open Session 6:00 p.m. @ the Hesperia Administration & Educational Support Center (AESC, Annex Building C), 15576 Main Street, Hesperia.

- 19. CLOSED SESSION IF NEEDED**
- 20. ADJOURNMENT**
- 21. RECONVENE IN OPEN SESSION**
- 22. REPORTING OUT OF CLOSED SESSION ACTION**
- 23. ADJOURNMENT - 7:18 P.M.**