

GOVERNING BOARD  
 HESPERIA UNIFIED SCHOOL DISTRICT  
 MINUTES  
**REGULAR MEETING**  
**November 4, 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	Late	4:02 AM
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  
 Steve Hinojos, Chief of School Police

Others present:

Roman Aguilar, DSA II, IT  
 Casey Grimble, DSA, IT  
 Joshua Loucks, DSA, IT  
 Christine Chisholm, Executive Assistant, Admin Svcs  
 Lori Mente, Executive Assistant, Admin Svcs  
 Rick Maschek, Retired Science Teacher - RMS, HHS, HUSD  
 Virginia Gutierrez, Director, Purchasing & Facilities  
 Kevin Garcia, Assistant Director, AESC

**2. HEARING FROM THE AUDIENCE ON CLOSED SESSION ITEMS**

The following addressed the Board:

1. Rick Maschek Topic: HUSD settlement agreements, closed session and school police.

**3. CLOSED SESSION - 4:02 P.M.**

1. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (Gov't Code Section 54956.9(a))
  - a. Grievance appeal, regarding Article 9 of the HTA CBA, pursuant to Article 18
  - b. Case: OAH # 2019-09656 Settlement Agreement 10-23-19
2. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/REASSIGNMENT (Gov't Code Section 54957)
3. 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
4. PUPIL PERSONNEL ISSUES (EDUCATION CODE SECTION 35146: CONSIDERATION OF STUDENT DISCIPLINE)
5. SECURITY MATTERS (Gov't Code Section 54957)

Consultation with Hesperia Unified School District Chief of Police

#### **4. RECONVENE IN OPEN SESSION - 7:21 P.M.**

The Board reconvened in open session at 7:21 P.M. All Board members and all Cabinet members were present.

Also present:

Casey Grimble, DSA, IT  
Joshua Loucks, DSA, IT  
Christine Chisholm, Executive Assistant, Admin Svcs  
Lori Mente, Executive Assistant, Admin Svcs  
Rick Maschek, Retired Science Teacher - RMS, HHS, HUSD  
Virginia Gutierrez, Director, Purchasing & Facilities  
Kevin Garcia, Assistant Director, AESC  
Valerie Turpen, Director, AESC  
Elaine Nelson, Coordinator, AESC  
McKenzie Tarango, Coordinator, AESC  
Paula Kondratko, Teacher, MG  
Thomas Kerman, Teacher, HJH  
Gordon Williamson, CTA-Retired  
Barbara Howard, Teacher, HHS  
Jessica VanOverbeke, Teacher, Hesperia High  
Elsa Valdez, Teacher, Eucalyptus  
Claudia Medina, Teacher, Mojave High  
Michelle Rodriguez, Teacher, HHS  
Kelli Cheney, Teacher, HHS  
James Resvaloso, Teacher, SHS  
ISG Howard, OHHS Color Guard  
Roberto Martinez, OHHS Color Guard  
Daniel Ferrer, OHHS Color Guard  
Savannah Haro, OHHS Color Guard  
Brianna Ramirez, OHHS Color Guard  
Evelyn Gomez, Student, Hesperia High  
Rayanin Draper, Student, Hesperia High  
Alex Cristales, Director, AESC  
Teri McCollum, Coordinator, AESC  
Emily Syas, Student, Hesperia High School  
Kim Jones, Teacher, SRS  
Aaron Jones, VP, HJH  
Elisa Lockwood, Teacher, Euc  
Cheryl Franks, Teacher, HJH  
Seta Ghazarian, Teacher, HHS  
Danny Polmounter, Principal, MHS  
Don Wilkinson, AP, MHS/CDS  
David Carochi, Director, Nutrition Svcs  
Milly Torres, Student, Hesperia High  
Jasmine Limones, Student, MHS

Miguel Torres, Student, MHS  
Martin Gonzalez, Teacher, HHS  
Siboney Martinez, Student, SRS  
Joseph Bodnar, Student, SRS  
Manuel Lopez, Student, HHS  
Jocely Partida, Student, HHS  
Jennifer Partida, Student, HHS  
Fatima Islas, Student, HHS  
Michelle Smith, Director, AESC  
Jessica Bernstein, Teacher, Eucalyptus  
Olga Fisher, Principal, SRS  
Maria Searce, Teacher, HHS  
Carolynn Searce, Student, Topaz  
Patricia Rojas, Student, VVC  
Viridiana Guerrero, Student, VVC  
Dennis Canady, Teacher, CRHS  
Christine Robinson, Teacher, Lime  
David Wish, Student, Hesperia High  
Tiffany Kopp, HHS  
Terri Eddy, Teacher, Maple  
Jennifer Butler, Teacher, Mesquite Trails  
Alexis Valadez, Student, VVC  
Stephanie Cruz, Student, VVC  
Nathan Gudino, Student, HHS  
Alyssa Martinez, Student, HHS  
Laurie Krause, Teacher, MT  
Merri Ronquillo, Teacher, Mesquite Trails  
Sergio Aleman, Student, Shadow  
Brenda Valdovinos, Teacher, Mesquite Trails  
Summer Snider, Teacher, HHS  
Amy Cosolo, Student, VVC  
Marvella Rush, Student, VVC  
Rebekah Swanson, Teacher, Eucalyptus  
Jessica Scicluna, Teacher, HHS  
Natalie Moncada, Teacher, MT  
Juliana Morones, Student, CRHS  
Justin Garrido, Student, CRHS  
Laura Hernandez, Teacher, HHS  
George Becker, Former Student, HHS  
Amanda Arceo, Coordinator, AESC  
Kortney Grimm, Director  
Kathleen Bird, Teacher, MT  
Maq McNair, Teacher, HHS  
Alex Cristales, Director  
Isaac Newman-Gomez, Director, Student Services  
Rod Macdonald, Teacher, HHS  
Misha Padilla, Teacher, HHS

**5. POSTING OF COLORS - OAK HILLS HIGH SCHOOL ARMY JROTC**

**6. PLEDGE OF ALLEGIANCE**

**7. REPORTING OUT OF CLOSED SESSION ACTION**

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (Gov't Code Section 54956.9(a))

The Board approved the final Settlement Agreement for OAH # 2019-09656.

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

PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE/REASSIGNMENT (Gov't Code Section 54957)

The Board approved the request for the Unpaid Leave of Absence for employee #19/20-CL12, effective 11/5/19 - 6/11/20, intermittent.

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

PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE/REASSIGNMENT (Gov't Code Section 54957)

By a vote of 5 - 0, the Board voted to approve the Resignation/Settlement Agreement of employee #19/20-CT02.

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

PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE/REASSIGNMENT (Gov't Code Section 54957)

The Board approved the request for the Unpaid Leave of Absence for employee #19/20-CT03, effective 12/02/19 - 12/19/19.

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

## **8. STUDENT REPRESENTATIVES**

The student representatives from Canyon Ridge High School - Juliana Morones and Justin Garrido; Mojave High School - Jasmine Limones and Miguel Torres; and Shadow Ridge High School - Joseph Bodnar and Sibonay Martinez reported on the activities and sports events held at each of their respective schools.

## **9. SUPERINTENDENT'S REPORT**

Superintendent Olney noted that he attends a lot of meetings, but is always amazed at the quality job our ROTC students do with presenting the colors. He is very proud of our ROTC and appreciates the hard work of our instructors.

He reported on the following:

The High Desert Opportunity Summit, sponsored by the Victor Valley College Foundation, was held on October 24. He joined other representatives on a panel discussing the future economic landscape of our region and the Mountain Desert Economic Partnership. This was a very well attended event and the keynote speakers were excellent.

He attended the Family Resource Center on October 24 and was very impressed with the coordination of a variety of resources for our community. They are doing an incredible job. There were 3 pages of visitors were on the sign-in sheets by 3:00 in the afternoon. It was nice to see such a great turn out.

VEX Robotics - 23 teams at HJHS this weekend. All 3 of our middle schools are now involved. We started with 11 teams and now have 23 and our Robotics program continues to grow!

#### Sports updates

- HHS - Hesperia High got the key back after a 3-year hiatus at the annual Key Game vs. Sultana on October 10. Cross country is competing in the MRL finals on Wednesday at VVC beginning at 10am.
- OHHS - Girls tennis opens the playoffs at home tomorrow at 2pm v. Linfield Christian. Cross country has league finals at VVC on Wednesday. The football team has their first round CIF playoff game Friday night at Aquinas.
- SHS - Volleyball team won the MRL championship and made it to the quarter finals in CIF. The football team struggled this year, but they will be back. The cross country team is competing in MRL finals on Wednesday at 10am at VVC.

Sultana High School hosted their College Application Day on Friday, November 1. Counselors and teachers assisted students working toward their educational futures. Oak Hill High School College Application Day is this Wednesday.

Upcoming events prior to next board meeting:

November 6 - Band Spectacular @ Sultana High - 7:00pm

November 8 - Oak Hills v Aquinas @ 7pm @ Aquinas

November 11 - HUSD No School - Veterans Day

November 25-29 - HUSD No School - Fall Break

December 13 - Jolly Parade

## **10. BOARD MEMBER REPORTS**

Board Member Dundon reported on the following:

- He attended the Krystal Fall Festival and it was amazing. The kids loved the games and the baskets were amazing also.

Board Member Rogers reported on the following:

- She visited ten school sites last week and wanted to remind everyone about the upcoming Jolly Parade in December.

Board Member Kittinger reported on the following:

- She had nothing to report at this time.

Board Vice President Gregg reported on the following:

- He wanted to recognize Jack Hamilton, former Hesperia Recreation and Park board member for his service to the community.

Board President Swanson reported on the following:

- He had the opportunity to visit the Family Resource Center.
- He attended the VVC Concert Series and was very impressed with the performance.
- He attended the Hesperia High production of Alice in Wonderland and commented that the students did an

outstanding job.

- He attended the following Fall Festivals: Mission Crest, Mesquite Trails, Cottonwood, Carmel, Rancho Middle School and ended the evening with the OHH football game.

## **11. APPROVAL OF AGENDA**

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

## **12. 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.

The Following addressed the Board:

1. Milly Torres Topic: HHS Drama theater
2. Barbara Howard Topic: Health insurance
3. Seta Ghazarian Topic: Health insurance
4. Martin Gonzales Topic: Class size
5. Tiffany Kopp and Misha Padilla Topic: Special Education prep hours taking and IEP prep days
6. David Wish Topic: HHS Drama theater

7. Rayanin Draper Topic: Drama
8. Rick Maschek Topic: HUSD flooding, pollution and property damage
9. Shane Cottrell Topic: HHS Performing Arts Center
10. Jocely Partida Topic: HHS Performing Arts Center
11. Kelly Gregg Topic: Board behavior
12. Natalie Moncada Topic: Health care and class size

### 13. **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.

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

1. Approval of Minutes  
Approval of October 21, 2019 Governing Board Regular/Workshop Minutes
2. Approval of Volunteer Applicants 11/4/19
3. Approval of Volunteer Coaches 11/4/19
4. Approval of Off-Campus Activities
5. Approval of Classified Personnel Report 11/4/19
6. Approval of Certificated Personnel Report 11/4/19
7. Approval of the 2019/20 School Plan for Student Achievement for the following schools: Carmel Elementary School, Cottonwood Elementary School, Cypress School of the Arts, Eucalyptus Elementary School, Hesperia Community Day School, Hollyvale Elementary School, Joshua Circle Elementary School, Juniper Elementary School, Krystal School of Science, Math and Technology, Lime Street Elementary School, Maple Elementary School, Mesa Grande Elementary School, Mesquite Trails Elementary School, Mission Crest Elementary School, Oak Hills High School, Rancho Middle School, Shadow Ridge High School, Sultana High School and Topaz Preparatory Academy.
8. Approval of Conference Vendor Report 2019-20-5
9. Acceptance of Gifts to the District
10. Approval of Surplus Property
11. Ratify Warrant Reports

### 14. **ACTION**

#### **PERSONNEL SERVICES**

1. Discussion/Action - Approval of CSEA Memorandum of Understanding - Increase in Hours to a Family Resource Specialist Position at Rancho Middle School

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

2. Discussion/Action - Approval of Creation of a 3.00-Hour Food Service Worker Position at Lime Street Elementary School

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

3. Discussion/Action - Approval of Provisional Internship Permit for Justin Shadel

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

4. Discussion/Action - Approval of Provisional Internship Permit for Angela Bridgeford

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

5. Discussion/Action - Approval of the Tuition Discount Program Memorandum of Understanding with CSU, San Bernardino, College of Extended Education

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

### **EDUCATIONAL SERVICES**

6. Discussion/Action - Approval of California State University Fullerton Clinical Affiliation Agreement

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

### **INNOVATIVE TECHNOLOGY & COMMUNICATION**

#### PUPIL PERSONNEL ISSUES



7. Discussion/Action - Approval of Pupil Personnel Issues - Hesperia Community Day School Enrollment Agreement Termination

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

8. Discussion/Action - Approval of Pupil Personnel Issues - Revoking Stay - Mojave High School

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

9. Discussion/Action - Approval of Pupil Personnel Issues - Stipulated Expulsions

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

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

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

11. Discussion/Action - Approval of Pupil Personnel - Admissions

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

12. Discussion/Action - Approval of Pupil Personnel Issues - Readmits

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

## **15. INFORMATION ITEMS**

1. Certificated and Classified Personnel Information Items for 11/4/19 Board Meeting
2. ADA and Enrollment Report
3. First Reading of Revised Board Policy 3551(a) - Food Service Operations/Cafeteria Fund

<b>RESULT:</b>	<b>INFORMATION ONLY</b>
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- 4. Summary of Conferences Attended by Staff from October 1, 2019 through November 1, 2019

**16. ITEMS FOR FUTURE BOARD MEETINGS**

**17. NEXT MEETING DATE**

The next scheduled meeting of the Hesperia Unified School District will be held on Monday, December 9, 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.

**18. CLOSED SESSION IF NEEDED - 8:41 P.M.**

The Board adjourned to closed session at 8:41 P.M.

**19. RECONVENE IN OPEN SESSION - 10:00 P.M.**

Board members present:

- Eric Swanson
- Marcy Kittinger
- Mark Dundon

Cabinet members present:

- David Olney, Superintendent
- Jovy Yankaskas, Deputy Superintendent, Educational Services
- Robert McCollum, Assistant Superintendent, Innovative Technology & Communication
- Karen Kelly-Pelays, Assistant Superintendent, Personnel
- Steve Hinojos, Chief of School Police

Others present:

- Casey Grimble, DSA, IT
- Joshua Loucks, DSA, IT
- Christine Chisholm, Executive Assistant, Admin Svcs
- Lori Mente, Executive Assistant, Admin Svcs

**20. REPORTING OUT OF CLOSED SESSION ACTION**

- 1. Motion to extend the meeting to 10:05 P.M.

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

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (Gov't Code Section 54956.9(a))

The Board considered a grievance appeal at Level 3 pursuant to Article 9 of the HTA CBA pursuant to Article 18 and voted to uphold the prior level decision.

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

**21. ADJOURNMENT - 10:01 P.M.**