

GOVERNING BOARD  
HESPERIA UNIFIED SCHOOL DISTRICT  
MINUTES  
**REGULAR MEETING**  
**September 18, 2017**  
Board Room, AESC Annex Bldg C

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

Roll Call

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

Cabinet Members present:

David Olney, Superintendent  
Jovy Yankaskas, Deputy Superintendent, Educational Services  
Dr. George Landon, Assistant Superintendent, Business Services  
Karen Kelly-Pelayes, Assistant Superintendent, Personnel  
Robert McCollum, Assistant Superintendent, Innovative Technology & Communication  
Steve Hinojos, Chief of School Police

Others present:

Roman Aguilar, IT  
Michael Tepner, IT  
Sheri Simpson, Executive Assistant, Admin Svcs  
Lori Mente, Executive Assistant, Admin Svcs  
Virginia Gutierrez, Director, Purchasing  
Rick Maschek, Retired Teacher

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

The following addressed the Board:

Rick Maschek

**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:

The Board adjourned to closed session at 4:12 P.M.

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

Case Name: CIVDS 1313980

Case Name: OAH #2017070103

Case Name: OAH #2017061325

Case Name: OAH #2017070493

Case Name: OAH #20170505160/2017060566

2. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION (Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9

Number of potential cases: 1

3. PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT - Government Code Section 54957

Title: Principal, Independent Study

4. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/REASSIGNMENT (Gov't Code Section 54957)

5. SECURITY MATTERS (Gov't Code Section 54957)

6. CONFERENCE WITH LABOR NEGOTIATOR (Gov't Code Section 54957.6)

Consultation with Hesperia Unified School District Chief of Police

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

7. PUPIL PERSONNEL ISSUES (EDUCATION CODE SECTION 35146: CONSIDERATION OF STUDENT DISCIPLINE)

#### **4. RECONVENE IN OPEN SESSION - 6:16 P.M.**

The Board reconvened in open session at 6:16 P.M. All Board members and all Cabinet members were present.

Also present:

Michael Tepner, IT  
Roman Aguilar, IT  
Sheri Simpson, Executive Assistant, Admin Svcs  
Lori Mente, Executive Assistant, Admin Svcs  
Rick Maschek, Aerospace Mentor, RMS, HHS, HUSD, OHHS  
Virginia Gutierrez, Director, Purchasing  
Steven Rollins, Director, Fiscal Services  
Valerie Turpen, Director, AESC  
Jodi Consten, Coordinator, AESC  
Scott Ahlgren, Principal, Canyon Ridge High School  
Cheri Garrison, Parent, SHS  
Phillip Padilla, VP, HHS  
Jennifer Calderon, VP, RMS  
David Carochi, Director, Nutrition Services  
April Brown, Assistant Director, Nutrition Services  
Elaine Nelson, Coordinator, Special Services  
Paula Kondratko, Teacher  
Thomas Kerman, Teacher  
Darby Chaffin, Location Manager, First Student  
Cindy Costa, Grant Writer, AESC  
Terri Eddy, Teacher, Maple

Bill Holland, Citizen  
Yvette Santa Maria, Citizen, SHS  
Paula Sheridan Biancotti, Transportation Supervisor, M&O  
Michele Taylor, Program Specialist, M&O  
Laura Griffith, Teacher, MHS  
Jackie Townsend, Concerned Citizen  
Nate Lambdin, Principal, MHS  
Chris Cusino, VP, SRS  
Robert Leach, Parent, FUSD  
Antoinette Gray, Parent, MHS  
Kortney Grimm, Assistant Director  
Adam Estrada, Asst. Director, Risk Mgmt/Benefits  
Jace Biendara, Teacher, CRHS  
Danny Polmounter, AP, CRHS  
Kevin Beman, Student, OHHS  
Avery Brittain, Student, OHHS  
Madison Boinski, Student, OHHS  
Mary Lou Eber, Asst. Buyer, AESC  
Arlene Yanes, CSEA President, AESC  
Michelle Estrada, Dir, AESC  
Darrel Nickolaisen, Director, AESC  
Taylor DeTinne, ASB President, OHHS  
Barbara Jacobs, Teacher, Shadow Ridge  
Dennis Canady, Teacher, Canyon Ridge  
Alyssa Smith, Student, OHHS  
Brian DeTinne  
Kayla DeTinne  
Brook Hubbard  
Gordon Williamson, CTA - Retired  
Cheryl Franks, Teacher, HJHS  
Larry Bird, Principal, SHS  
Paul Robinson, VP, SHS  
Jerry Kaufer, AP, SHS  
Rebekah Swanson, Teacher, Eucalyptus  
Robert Garrison II, Student, SHS  
Samantha Del Real, Student, HHS  
Kim Walker, Coordinator, Career and Adult Ed  
Dawn Roberts, Parent  
Kaylie Carey, Student, OHHS

**5. PLEDGE OF ALLEGIANCE - SULTANA AFROTC**

The Sultana Air Force ROTC led the Pledge of Allegiance.

**6. 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 Case # 2017070103.

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

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

The Board approved the final settlement agreement for OAH Case # 2017061325.

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

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

The Board approved the final settlement agreement for OAH Case # 2017070493.

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

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

The Board approved the final settlement agreement for OAH Case # 2017050160/2017060566.

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

PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT - Government Code Section 54957

The Board approved the promotion of Chris Cusino from Vice Principal to Principal of Shadow Ridge School, effective September 19, 2017.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Marcy Kittinger, President  
**SECONDER:** Eric Swanson, Clerk  
**AYES:** Kittinger, Petersen, Swanson, Gregg, Rogers

## **7. STUDENT REPRESENTATIVES**

The student representatives from Hesperia High School - Hannah Chum; Oak Hills High School - Taylor DeTinne; Sultana High School - Joseph Maldonado; Canyon Ridge - Jade Davidson, Kerry O'Connell, and Ashley Parsons; Mojave High School - Derek Gray and Maria Lauber, reported on the activities and sports activities being held at each of the respective schools.

## **8. SUPERINTENDENT'S REPORT**

Superintendent Olney shared that one of the messages he has for staff this year is Impact the Future and today he learned of a bus driver by the name of Ernest who is a true example of this. While on his route, Ernest noticed a student on his bus choking. Ernest pulled over and successfully performed the Heimlich maneuver on the student, very possibly saving the student's life. Superintendent Olney wanted to publicly recognize Ernest for making an impact.

Superintendent Olney also shared that he attended the Hesperia Days Parade and how proud he was of our bands and ROTC programs, they truly represented our District well. He also thanked the Mojave Water Agency for their donations to Mojave High School. The garden they are putting together is absolutely incredible.

He mentioned a few upcoming activities:

Homecoming games

9/22 - HHS v Silverado - Homecoming @ HHS 7pm

9/22 - SHS v Summit - Homecoming @ SHS 7pm

Google Summit - September 23-24 @ HJHS 8:00am - 3pm

Parent Summit - "To Be a Kid Again" September 23 @ HJHS 8:30am - 12pm - to help parents help their kids - learn about chromebooks, Infinite Campus, online safety, and resources for students

Plugged In - professional development - October 14 @ OHHS 8am - 12:30pm

College Application Days - Sultana - Oct 6, OHHS - Oct 18, HHS - Oct 27

## **9. BOARD MEMBER REPORTS**

The Board members reported on the following:

Board Member Swanson shared that he attended the Hesperia Days Parade and how impressed he was at the amount of people and excitement it generated. He said he had never seen the park so packed and was excited to see the community get so involved. He also attended the Oak Hills High School Homecoming game against Etiwanda and the San Bernardino County School's mock interviews. He was impressed with both. He thanked Richard Hall and Smitty Smith for their contributions to the Mojave High School garden. He also shared he attended the Chamber Luncheon and that one of the things that was exciting was the San Bernardino County Fire presentation on being prepared for incidents. Disasters never come with a warning, so it is important to make sure we are prepared to keep our students safe during the day.

Board Member Rogers thanked everyone for coming to the meeting. She shared that she wanted to thank Walmart and the manager in Open Session for their unbelievably generous donation of school supplies. She was able to attend their new re-Grand Opening which was really fun and they appreciated it. They really support us. She also attended the Hesperia Days Parade with her great grandchildren and they all just had a ball. She thanked the HUSD Police Department for their help and driving them around at the parade. Board Member Rogers also talked about the need for safety first when it comes to our kids. She talked about the growth of our District and trying to meet the needs of and protect our students.

## **10. APPROVAL OF AGENDA**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Niccole Petersen, Vice President
<b>SECONDER:</b>	Eric Swanson, Clerk
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

## **11. 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. Please limit comments to five minutes per individual.

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 before closed session and a total of five minutes during the open session of the meeting on any agenda or non-agenda item. 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. We have now incorporated the use of Speaker's Cards into our procedures for addressing the Board. If you wish to address the Board and have not completed a Speaker's Card, please obtain one from the Recording Secretary.

The following addressed the Board:

Yvette Santa Maria - Buses and crosswalks  
 Jackie Townsend - MADD  
 Robert Leach - Bus stops  
 Bill Holland - Traffic safety  
 Rick Maschek - Oak Hills area issues

## **12. 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>	Niccole Petersen, Vice President
<b>SECONDER:</b>	Eric Swanson, Clerk
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

1. Approval of Minutes

2. Acceptance of Gifts to the District
3. Ratify the August Warrant Report
4. Approval of Surplus Property
5. Approval of Certificated Personnel Report 9/18/17
6. Approval of Classified Personnel Report 9/18/17
7. Approval of Volunteer Applicant Listing 9/18/17
8. Approval of Volunteer Coaches 9/18/17
9. Approval of Conference Vendor Report 2017-18-3
10. Approval of Off-Campus Activities
11. Approval of Tentative Agreement with CSEA Revising Article 14-I(9)/Mandatory Vacation and Article 14-J/Extreme Weather Days
12. Second Reading and Adoption of Proposed Revision of Board Policy and Exhibit 4020 - Drug and Alcohol-Free Workplace
13. Second Reading and Adoption of the Proposed Revision of Board Policy and Administrative Regulation 5144.1 - Suspension and Expulsion/Due Process

**13. SPECIAL REPORTS**

1. Shadow Ridge School Presentation

Chris Cusino shared the many programs and activities happening at Shadow Ridge School.

**14. ACTION**

**BUSINESS SERVICES**

1. Discussion/Action - Approval of the Notice of Completion (NOC) for Joshua Circle Elementary and Juniper Elementary

<b>RESULT:</b>	<b>APPROVED [3 TO 1]</b>
<b>MOVER:</b>	Eric Swanson, Clerk
<b>SECONDER:</b>	Niccole Petersen, Vice President
<b>AYES:</b>	Kittinger, Petersen, Swanson
<b>NAYS:</b>	Rogers
<b>ABSENT:</b>	Gregg

2. Discussion/Action - Approval of the Notice of Completion (NOC) for Roadway Engineering and Contracting, Inc. and Barkley Andross Corp. for the Maple Elementary Modular Building and Site Work Project

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Eric Swanson, Clerk
<b>SECONDER:</b>	Ella Lee Rogers, Board Member
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

### **PERSONNEL SERVICES**

3. Public Hearing/Discussion/Action - Adoption of Hesperia Unified School District Sunshine Initial Proposal for the HTA Collective Bargaining Successor Agreement

Public hearing opened at 7:56 p.m.

Public hearing closed at 7:57 p.m.

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

4. Discussion/Action - Approval of Memorandum of Understanding with HTA Regarding Payment for Units for Advancement on the Salary Schedule

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Niccole Petersen, Vice President
<b>SECONDER:</b>	Eric Swanson, Clerk
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

5. Discussion/Action - Approval of Creation of Three (3) New 6.00 Hour Special Education Assistant Positions

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

6. Discussion/Action - Approval of Creation of Two (2) New 6.50 Hour Special Education Assistant II Positions

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Niccole Petersen, Vice President
<b>SECONDER:</b>	Eric Swanson, Clerk
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

7. Discussion/Action - Approval of Provisional Internship Permit for Alejandra Estrada



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

8. Discussion/Action - Approval of Corrected 2017-18 Classified Management Salary Schedule

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Niccole Petersen, Vice President
<b>SECONDER:</b>	Eric Swanson, Clerk
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

9. Discussion/Action - Approval of Certificated Management Salary Schedule Revision for 2017-18

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

### **EDUCATIONAL SERVICES**

10. Public Hearing/Discussion/Action - Approval of Zoology Textbook Adoption

Public hearing opened at 7:59 p.m.

Public hearing closed at 7:59 p.m.

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

### **INNOVATIVE TECHNOLOGY & COMMUNICATION**

#### PUPIL PERSONNEL ISSUES

11. Discussion/Action - Approval of Pupil Personnel - Admissions to Hesperia Community Day School

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Niccole Petersen, Vice President
<b>SECONDER:</b>	Eric Swanson, Clerk
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

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

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Nicole Petersen, Vice President
<b>SECONDER:</b>	Eric Swanson, Clerk
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

13. Discussion/Action - Approval of Pupil Personnel - Readmits

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Nicole Petersen, Vice President
<b>SECONDER:</b>	Eric Swanson, Clerk
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

14. Discussion/Action - Approval of Pupil Personnel - Stipulated Expulsions

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Nicole Petersen, Vice President
<b>SECONDER:</b>	Eric Swanson, Clerk
<b>AYES:</b>	Kittinger, Petersen, Swanson, Rogers
<b>ABSENT:</b>	Gregg

## **15. INFORMATION ITEMS**

1. First Reading of Proposed Revision of Administrative Regulations 4161.2, 4261.2 and 4361.2-Personal Leaves/Sick Leave/Holidays
2. ADA and Enrollment Report
3. Williams Quarterly Report for Fourth Quarter 2016-17 Fiscal Year
4. Certificated and Classified Personnel Information Items for 9/18/17 Board Meeting
5. Summary of Conferences Attended by Staff (August 4, 2017 through September 15, 2017)

## **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, October 2, 2017 (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**

### **19. RECONVENE IN OPEN SESSION**

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

### **21. ADJOURNMENT**

The board adjourned at 8:08 p.m.