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**BOARD OF TRUSTEES**

**AGENDA**

December 14, 2009

Organizational Meeting

6:00 p.m.

Open Meeting/Adjourn to Closed Session  
Staff Workroom Conference Room– Fallbrook High School

6:30 p.m.

Open Session  
Fallbrook High School – Room 201

**I. CALL TO ORDER: OPEN SESSION**

**The Board Meeting will be called to order prior to the Closed Session in the Library. If a member of the community wishes to address the Board prior to the Closed Session, please present yourself to the Board prior to the start of the Closed Session.**

**II. ANNOUNCE CLOSED SESSION AGENDA**

- A. Student Expulsion 06F-0910
- B. Instructions to Designated Representative for Negotiations (Chester Gannett) regarding Agreement with SEIU
- C. Conference with Legal Counsel – Anticipated Litigation (Subdivision (b) of Government Code 54956.9) – Two Cases

**III. ADJOURN TO CLOSED SESSION**

**In compliance with the Americans with Disability Act, if you need special assistance, disability-related modifications or accommodations, including auxiliary aids or services, in order to participate in the public meetings of the District's governing board, please contact the office of the District Superintendent at (760) 723-6332, ext. 6497. Notification 72 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the District shall also make available the agenda and all other public records associated with this meeting in appropriate alternative formats for persons with a disability.**

**IV. CALL TO ORDER: OPEN SESSION**

- A. Flag Salute
- B. Roll Call

BOARD OF TRUSTEES

Frank Cerda \_\_\_\_\_  
 Sharon Koehler \_\_\_\_\_  
 Bill O'Connor \_\_\_\_\_  
 Mike Schulte \_\_\_\_\_  
 Marc Steffler \_\_\_\_\_

SUPERINTENDENT

Dale J. Mitchell, Ed.D. \_\_\_\_\_

MCB Camp Pendleton Liaison

James H. O'Donnell \_\_\_\_\_

STUDENT MEMBERS

Tori Kessel-Fallbrook High School \_\_\_\_\_  
 Cindy Torres-Oasis High School \_\_\_\_\_

**V. ANNOUNCEMENT: All open sessions of the Board of Trustees are recorded and streamed in real time at [www.fuhisd.net](http://www.fuhisd.net).**

**VI. ORGANIZATIONAL MEETING**

**A. ELECTION OF BOARD PRESIDENT**

Action

Nomination \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:  
 Noes:  
 Abstain:  
 Student Members:

**B. ELECTION OF BOARD CLERK**

Action

Nomination \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:  
 Noes:  
 Abstain:  
 Student Members:

In compliance with Government Code section 54957.5, non-exempt writings that are distributed to a majority or all of the board in advance of a meeting may be viewed at 2234 S. Stage Coach, Fallbrook, CA 92028; at our website, [www.fuhisd.net](http://www.fuhisd.net); or at the scheduled meeting. In addition, persons who would like a copy of any record related to an item on the agenda are encouraged to contact the office of the Superintendent by e-mailing [myoung@fuhisd.net](mailto:myoung@fuhisd.net) or by telephoning (760) 723-6332, extension 6497.

C. APPOINTMENT OF BOARD SECRETARY

Action

That the Board appoint Superintendent Dale Mitchell as the Board Secretary.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

D. ADOPTION OF BOARD CALENDAR

Action

That the Board approve the Board Meeting Calendar for July 2010 through June 2011.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

**VII. REPORT FROM CLOSED SESSION**

- A. Student Expulsion:
- B. Instructions to Designated Representative for Negotiations (Chester Gannett) regarding Agreement with SEIU:
- C. Anticipated Litigation – Two Cases:

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**VIII. ADOPT AGENDA**

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

That the Board approve, as presented, the Agenda for the Regular Meeting of December 14, 2009.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

**IX. STUDENT PERFORMANCES**

- A. Musical selections from the instrumental and vocal music classes will be performed.

**X. COMMUNICATION AND REPORTS**

- A. Reports from Student Members Tori Kessel and Cindy Torres:
- B. Report from James H. O'Donnell, Command Inspector General MCB Camp Pendleton:
- C. Reports from Board Members
- D. Reports from Principals
- E. Report from Superintendent/Staff

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## **XI. ITEMS FROM THE FLOOR**

Members of the audience will be given up to five (5) minutes to address the Board. If you wish to speak, please complete one of the forms at the back of the room and submit it to the Board President prior to the beginning of the Board meeting. The Board President will recognize you. Please use the appropriate microphone or podium and identify yourself by name, address, and organization before making your presentation.

The Board President may rule on the appropriateness of the topic. If the topic would be more suitably addressed at a later time, the president may indicate the time and place when it should be presented. The Board shall not prohibit public criticism of its policies, procedures, programs, services, acts or omissions. Whenever a member of the public initiates specific complaints or charges against an employee, the Board president shall inform the complainant that in order to protect the employee's right to adequate notice before a hearing of such complaints and charges, and also to preserve the ability of the Board to legally consider the complaints or charges in any subsequent evaluation of the employee, it is the policy of the Board to hear such complaints or charges in closed session unless otherwise requested by the employee pursuant to Government Code 54957.

All open sessions of the Governing Board are streamed in real time at [www.fuhsd.net](http://www.fuhsd.net), and audio files of all open meetings are stored and available at that site as well. Members of the audience who wish to distribute written information to the Board must give materials to the Board Secretary prior to the beginning of the meeting.

Unless an item has been placed on the published agenda in accordance with the Brown Act, there shall be no action taken. The Board may (1) acknowledge receipt of the information/report and comment, (2) refer to staff for further study, or (3) refer the matter to the next agenda.

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## **XII. BUSINESS SESSION**

### **A. EDUCATIONAL SERVICES**

1. INFORMATION: Goals and Objectives: [Study Skills](#) Information

Goals and Objectives for Study Skills are presented for a first reading.

### **B. BUSINESS SERVICES**

2. ACTION: [2008-09 Audit Report](#) Action

That the Board approve, as presented, the Audit Report for FY 2008-09.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

3. ACTION: [First Interim](#) Budget Report Action

That the Board approve as presented the First Interim Budget Report.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

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4. ACTION: [October Financial Report](#) Action

That the Board approve as presented the October Financial Report.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

5. ACTION: Award Bid – [Student Transportation](#) Action

That the Board award the bid for student transportation services to First Student, Inc., the lowest qualified bidder.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

6. ACTION: Award Bid – LCD [Projector Installation](#) Action

That the Board award the bid for installation of LCD projectors to Datel Systems, the lowest qualified bidder.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

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C. GENERAL

7. ACTION: Approval of Full Release and [Settlement Agreement](#) in the Case of *Ariosta, et. al. v. Fallbrook Union High School District, et. al.* Action

That the Board approve the Full Release and Settlement Agreement in the Case of *Ariosta, et. al. v. Fallbrook Union High School District, et. al.*

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

8. ACTION: CSBA [Delegate Assembly](#) Nomination Action

The Board will nominate one or more Trustees as candidates to serve on the CSBA Delegate Assembly.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

9. INFORMATION: Revised [Board Policies and Administrative Regulations](#) Information

The following revised Board Policies, Administrative Regulations, and Exhibits are provided for a first reading:

- Board Policy, Administrative Regulation, and Exhibit 3554 – Other Food Sales
- Board Policy and Administrative Regulation 3551 – Food Service Operations
- Administrative Regulation 4200 –Classified Personnel
- Board Policy 5030 – Student Wellness

D. HUMAN RESOURCES

10. ACTION: [Side Letter of Agreement](#) with FUHSTA – Retirement Incentive Action

That the Board approve, as presented, the proposed Side Letter of Agreement regarding the retirement incentive for certificated employees.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

11. ACTION: New Position and Position Description – [Library Media Specialist](#) Action

That the Board approve the new position and position description of Library Media Specialist.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

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Abstain:  
Student Members:

12. ACTION: New Position and Position Description - [Technology Professional Development Coach](#) Action

That the Board approve the new position and position description of Technology Professional Development Coach.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:  
Noes:  
Abstain:  
Student Members:

E. APPROVAL OF MINUTES

13. ACTION: [Minutes of the November 16, 2009](#) Regular Meeting Action

That the Board approve as presented the Minutes of the Regular Meeting of November 16, 2009.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:  
Noes:  
Abstain:  
Student Members:

F. CONSENT AGENDA

All matters listed under the Consent Agenda are considered by the Governing Board to be routine and will be enacted by one action. There is usually no discussion of these items prior to the time the Governing Board votes on the motion unless members of the Board request specific items to be discussed or deleted from the Consent Agenda.

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14. ACTION: Approval of [Consent Agenda](#) Action

That the Board approve, as presented, the Consent Agenda.

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

Ayes:

Noes:

Abstain:

Student Members:

15. [Annual Authorizations](#) Consent

That the Board authorize:

- a. The Superintendent to offer contracts, approve travel expense requests for advance allowances, and home visits by Ag and Home Economics teachers.
- b. Verification of student absences by persons in the following positions: secretaries/clerks in the attendance office and administrative office, health technician, counselors, assistant principals, and principals.
- c. Payment for Board members' expenses for meetings and conventions.
- d. The Superintendent and Assistant Superintendents to approve the use of District facilities.
- e. The Superintendent or designee to file all documents in connection with Public Laws 874, 815, Title I, II, IVA, IVB, IVC, V, VI, VII, IX, VEA and necessary documents in connection with the state school building program.

16. [Board Policies and Administrative Regulations – 5000 Series - Students](#) Consent

That the Board approve, as presented, the new, revised, reviewed, and deleted Board Policies and Administrative Regulations from the 5000 Series – Students.

17. [Revised Board Policy/Administrative Regulation 5116.1 - Intradistrict Open Enrollment](#) Consent  
That the Board approve, as presented, revised Board Policy and Administrative Regulation 5116.1.
18. [Conference/Field Trip Request\(s\)](#) Consent  
That the Board approve, as presented, the following field trip request(s): Greg Wagaman, and 16 students, Las Vegas Holiday Classic Wrestling Tournament, December 17-20, Las Vegas Convention Center, Las Vegas, NV.
19. [Memoranda of Agreement - ASSETs](#) Consent  
That the Board approve, as presented, the Memorandum of Agreement for the implementation of the ASSETs Program for 2009-2010 at Fallbrook High School and the Memorandum of Agreement for the implementation of the ASSETs Program for 2009-2010 at Ivy High School.
20. [Memorandum of Understanding – Reimbursement for Interpreter Services during 2009-2010](#) Consent  
That the Board approve the MOU with the North Coastal Consortium for Special Education for the reimbursement of costs of sign language interpreters for one student during school hours in the 2009-2010 School Year.
21. [Master Contracts: Nonpublic Nonsectarian](#) Consent  
That the Board approve the Master Agreements for one student to attend Oak Grove Center for Education and Treatment.
22. [Gifts and Donations](#) Consent  
That the Board approve, as presented, gifts and donations to the District.
23. [Approval of Purchase Orders](#) Consent  
That the Board approve the Purchase Orders for November 2009.
24. [Approval of Commercial Warrants](#) Consent  
That the Board approve the Commercial Warrants for November 2009.

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|---|---------|
| 25. <a href="#">Surplus Property</a>  | Consent |
| That the Board declare as surplus miscellaneous equipment and materials that are obsolete and/or irreparable. |         |
| 26. <a href="#">Certificated and Classified Personnel Changes</a>   | Consent |
| That the personnel recommendations be approved and/or ratified, as presented.                                 |         |
| 27. <a href="#">Claim Against the District</a>  | Consent |
| That the Board deny a claim against the District identified as 0910-Claim #2.                                 |         |
| 28. <a href="#">Stipulated Expulsion: 06F-0910</a>  | Consent |
| That the Board approve, as stipulated, Student Expulsion 06F-0910.  |         |

### **XIII. ORGANIZATIONAL MATTERS**

This is the appropriate place in the agenda for members of the Board to direct the Superintendent to provide further information regarding items discussed at this meeting and/or request that new items of business be placed on future agendas.

- i. Apex Implementation Status Report – February 8, 2010
- ii. Stipulated Expulsions Report – February 8, 2010

### **XIV. INFORMAL REVIEW OF [GOVERNANCE](#) TEAM'S PERFORMANCE**

### **XV. DATE AND TIME OF NEXT MEETING**

The next Regular Meeting of the Board will be held Monday, January 11, 2010 at 6:30 p.m. in Room 201 at Fallbrook High School.

### **XVI. ADJOURNMENT**

There being no further business to come before the Board, the Regular Meeting of December 14, 2009 was adjourned at \_\_\_\_\_ p.m. by \_\_\_\_\_.

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