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**BOARD OF TRUSTEES**

**AGENDA**

May 23, 2011

Regular Meeting

5:15 p.m.

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

6:30 p.m.

Open Session  
Room 201 – Fallbrook High School  
2400 South Stage Coach  
Fallbrook, CA 92028

Audio Conference Location  
3942 Woodruff Ave  
Oakland, CA 94602

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

**The Board Meeting will be called to order in the conference room of the staff workroom at Fallbrook High School prior to the Closed Session. If a member of the community wishes to address the Board prior to the Closed Session, that person is requested to present himself/herself to the Board prior to the start of the Closed Session.**

**II. ANNOUNCE CLOSED SESSION AGENDA**

- A. Instructions to Designated Representative for Negotiations (Dale Mitchell) regarding Agreement with SEIU
- B. Employee Discipline/Dismissal/Release
- C. Public Employee Performance Evaluation – District Superintendent
- D. Student Expulsions: 21F-1011, 22F-1011, 23F-1011, 24F-1011, 25F-1011
- E. Stipulated Student Expulsions: 20F-1011 and 26F-1011

**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 Board of Trustees, 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.**

### III. ADJOURN TO CLOSED SESSION

#### IV. CALL TO ORDER

- A. Flag Salute
- B. Roll Call

#### BOARD OF TRUSTEES

Frank Cerda \_\_\_\_\_  
 Sharon Koehler \_\_\_\_\_  
 Sherry Ludwig \_\_\_\_\_  
 Bill O'Connor \_\_\_\_\_  
 Mike Schulte \_\_\_\_\_

#### STUDENT MEMBERS

Dylan Dawkins \_\_\_\_\_  
 Jordan Sims \_\_\_\_\_

#### MCB Camp Pendleton Liaison

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

#### SUPERINTENDENT

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

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

#### VI. REPORT FROM CLOSED SESSION

- A. Instructions to Designated Representative for Negotiations (Dale Mitchell) regarding Agreement with SEIU:
- B. Employee Discipline/Dismissal/Release:
- C. Public Employee Performance Evaluation:
- D. Student Expulsions:
- E. Stipulated Student Expulsions:

#### VII. ADOPT AGENDA

That the Board approve, as presented, the Agenda for the Regular Meeting of May 23, 2011.

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

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

Member Cerda: \_\_\_\_\_

Member Koehler: \_\_\_\_\_

Member Ludwig: \_\_\_\_\_

Member O'Connor: \_\_\_\_\_

Member Schulte: \_\_\_\_\_

Student Member Dawkins: \_\_\_\_\_

Student Member Sims: \_\_\_\_\_

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.fuhsd.net](http://www.fuhsd.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@fuhsd.net](mailto:myoung@fuhsd.net) or by telephoning (760) 723-6332, extension 6497.

## VIII. COMMUNICATION AND REPORTS

- A. Reports from Student Members Dylan Dawkins and Jordan Sims
- 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

## IX. RECOGNITION

- A. Seniors with Grade Point Average of 4.0 or above
- B. Teacher of the Year – Scott Duffin

## X. PUBLIC HEARING: Collective Bargaining Proposals for a Successor Agreement to the 2009-2011 Agreement between FUHSD and Service Employees International Union Local 221

**NOTICE IS HEREBY GIVEN** that on May 23, 2011, at 6:30 p.m., the Board of Trustees of the Fallbrook Union High School District will conduct a public hearing regarding the collective bargaining proposals from the Fallbrook Union High School District and Service Employees International Union Local 221. The proposals are available, upon request, in the Human Resources Department, Fallbrook Union High School District, 2234 S. Stage Coach Lane, Fallbrook, CA.

Notice is further given that following the Public Hearing, within the scope of the action of the Board at the May 23, 2011 Regular Meeting, the Board of Trustees of the Fallbrook Union High School District will vote to adopt or to decline to adopt the collective bargaining proposals.

All interested persons will be heard by the Board of Trustees of the Fallbrook Union High School District. Participation by parents, teachers, members of the community interested in the affairs of the school district, and bargaining unit leaders is encouraged.

Questions or requests for clarification regarding the collective bargaining proposals should be directed to Dale J. Mitchell, Superintendent, Fallbrook Union High School District, 2234 South Stage Coach Lane, Fallbrook, California, 92028, (760) 723-6332, ext. 6497, [dmitchell@fuhd.net](mailto:dmitchell@fuhd.net).

Interested persons may attend and submit oral or written statements at the Public Hearing. Seven (7) copies of all written materials must be submitted to the Clerk of the Board. Individuals who wish to submit written comments for review prior to the hearing must first submit such comments to the Clerk of the Board, 2234 South Stage Coach Lane, Fallbrook, California, 92028 prior to 4:00 p.m. May 20, 2011.

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## **X. ITEMS FROM THE FLOOR**

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.

In order to conduct district business in an orderly and efficient manner, the Board requires that public presentations to the Board comply with the following procedures:

Individual speakers shall be allowed five minutes to address the Board on each agenda or nonagenda item. The Board shall limit the total time for public input on each agenda 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 Board shall give members of the public an opportunity to address the Board on any item of interest to the public that is within the subject matter jurisdiction of the Board during the Board's consideration of the item. (Education Code 35145.5, Government Code 54954.3)

At the time so designated on the agenda at a regular meeting, members of the public may bring before the Board matters that are not listed on the agenda. The Board shall take no action or discussion on any item not appearing on the posted agenda, except as authorized by law. (Education Code 35145.5, Government Code 54954.2)

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. The Board President shall also encourage the complainant to file a complaint using the appropriate district complaint procedure.

The above are excerpts from [Board Bylaw 9323](#) – Meeting Conduct.

## XI. BUSINESS SESSION

### A. BUSINESS SERVICES

1. INFORMATION: [California State Budget](#) Information

A report on the proposed California State Budget for 2011-2012 will be presented.

2. INFORMATION: [Financial Report for April 2011](#) Information

The Financial Report for April 2011 will be presented.

### B. HUMAN RESOURCES

3. ACTION: [Joint Sunshine of Collective Bargaining Proposals](#) Action  
from SEIU Local 221 and Fallbrook Union High School District

That the Board approve the collective bargaining proposals from the SEIU Local 221 and Fallbrook Union High School District.

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

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

Member Cerda: \_\_\_\_\_

Member Koehler: \_\_\_\_\_

Member Ludwig: \_\_\_\_\_

Member O'Connor: \_\_\_\_\_

Member Schulte: \_\_\_\_\_

Student Member Dawkins: \_\_\_\_\_

Student Member Sims: \_\_\_\_\_

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4. ACTION: [Declaration](#) of Need for Fully Qualified Educators Action

That the Board approve, as presented, the 2011-2012 Declaration of Need for Fully Qualified Educators.

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

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

Member Cerda: \_\_\_\_\_

Member Koehler: \_\_\_\_\_

Member Ludwig: \_\_\_\_\_

Member O'Connor: \_\_\_\_\_

Member Schulte: \_\_\_\_\_

Student Member Dawkins: \_\_\_\_\_

Student Member Sims: \_\_\_\_\_

#### C. GENERAL

5. ACTION: Participation in [CSBA](#) Annual Education Conference Action

That the Board approve participation of one or more Trustees, the Superintendent, and the Executive Assistant in the 2011 CSBA Annual Education Conference.

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

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

Member Cerda: \_\_\_\_\_

Member Koehler: \_\_\_\_\_

Member Ludwig: \_\_\_\_\_

Member O'Connor: \_\_\_\_\_

Member Schulte: \_\_\_\_\_

Student Member Dawkins: \_\_\_\_\_

Student Member Sims: \_\_\_\_\_

6. INFORMATION: [Community Engagement](#) Meeting Follow Up Information

A follow up report on the May 9, 2011 Community Engagement meeting will be presented.

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

The following new and revised Board Policies and Administrative Regulations will be presented for a first reading:

- a. AR 3250 – Transportation Fees (revised)
- b. AR 3312 – Contracts (new)
- c. BP 3300 – Expenditures/Expending Authority (revised)
- d. BP/AR/E 3554 – Other Food Sales (revised)
- e. BP 3555 – Nutrition Program Compliance (new)
- f. BP 5030 – Student Wellness

#### D. EDUCATIONAL SERVICES

8. ACTION: 2012-2013 and 2013-2014 [Instructional Calendars](#) Action

That the Board approve the 2012-2013 and 2013-2014 Instructional Calendars.

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

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

Member Cerda: \_\_\_\_\_

Member Koehler: \_\_\_\_\_

Member Ludwig: \_\_\_\_\_

Member O'Connor: \_\_\_\_\_

Member Schulte: \_\_\_\_\_

Student Member Dawkins: \_\_\_\_\_

Student Member Sims: \_\_\_\_\_

#### E. STUDENT SERVICES

9. ACTION: [Student Expulsions](#) Action

That the Board approve the recommendations of the Administrative Hearing Panel in Student Expulsions 21F-1011, 22F-1011, 23F-1011, 24F-1011, and 25F-1011.

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

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

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Member Cerda: \_\_\_\_\_  
 Member Koehler: \_\_\_\_\_  
 Member Ludwig: \_\_\_\_\_  
 Member O'Connor: \_\_\_\_\_  
 Member Schulte: \_\_\_\_\_

#### F. APPROVAL OF MINUTES

10. ACTION: Approval of [Meeting Minutes](#): May 9, 2011 Special Meeting and the May 9, 2011 Regular Meeting Action

That the Board approve, as presented, the Minutes of the May 9, 2011 Special Meeting and the May 9, 2011 Regular Meeting.

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

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

Member Cerda: \_\_\_\_\_  
 Member Koehler: \_\_\_\_\_  
 Member Ludwig: \_\_\_\_\_  
 Member O'Connor: \_\_\_\_\_  
 Member Schulte: \_\_\_\_\_

Student Member Dawkins: \_\_\_\_\_

Student Member Sims: \_\_\_\_\_

#### G. CONSENT AGENDA

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

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

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

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

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

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Member Cerda: \_\_\_\_\_

Member Koehler: \_\_\_\_\_

Member Ludwig: \_\_\_\_\_

Member O'Connor: \_\_\_\_\_

Member Schulte: \_\_\_\_\_

Student Member Dawkins: \_\_\_\_\_

Student Member Sims: \_\_\_\_\_

### CONSENT AGENDA ITEMS

- |   |             |
|---|-------------|
| 12. <a href="#">Course Goals and Objectives</a>   | Consent     |
| That the Board approve revised course goals and objectives for the following courses: Fashion, Clothing, and Design; Child Development; Health and Life Skills.                           |             |
| 13. <a href="#">Designation of District and/or School Representatives to California Interscholastic Federation</a>  | Consent     |
| That the Board approve, as presented, the 2011-2012 representatives to the California Interscholastic Federation.   |             |
| 14. <a href="#">Conference Request</a>  | Consent     |
| That the Board approve the following conference request: David Reilly, GIS and Field Tools Training program at Bismarck State College in Bismarck, North Dakota, June 20 – June 24, 2011. |             |
| 15. <a href="#">CAHSEE Waivers</a>  | Consent     |
| That the Board approve CAHSEE Waivers for eighteen special education students.  |             |
| 16. <a href="#">Stipulated Student Expulsions</a>   | Consent     |
| That the Board approve, as stipulated, Student Expulsions 20F-1011 and 26F-1011.  |             |
| 17. <a href="#">Performance Agreement with Tautunu Faapouli</a>   | Consent     |
| That the Board approve the renewal Performance Agreement with Tautunu Faapouli.   |             |
| 18. <a href="#">Gifts and Donations</a>   | Consent     |
| That the Board approve gifts and donations to the District.   |             |
| 19. <a href="#">Financial Transactions</a>  | Information |
| That the Board review financial transactions for April 2011.  |             |

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- |   |   |         |
|---|---|---------|
| 20. <a href="#">Surplus Property</a>  | That the Board declare as surplus miscellaneous items that are obsolete and/or irreparable.   | Consent |
| 21. <a href="#">Personnel Action</a>  | That the Board approve, as presented, the Personnel Action report.  | Consent |
| 22. <a href="#">Ratification of Engagement for Services with the Legal Firm of Nielsen Merksamer Parrinello Gross &amp; Leoni</a> | That the Board ratify the Engagement for Services with Nielsen Merksamer Parrinello Gross & Leoni LLP for legal advice concerning voting rights and the establishment of electoral trustee areas. | Consent |

## **XII. 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.

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

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

The next Regular Meeting of the Board of Trustees will be held Monday, June 13, 2011, at 6:30 p.m. in Room 201 at Fallbrook High School, 2400 S. Stage Coach Lane, Fallbrook, CA.

## **XV. ADJOURNMENT**

There being no further business to come before the Board, the Regular Meeting of May 23, 2011 was adjourned at \_\_\_\_\_ p.m. by \_\_\_\_\_.

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