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**BOARD OF TRUSTEES  
REGULAR MEETING  
AGENDA  
January 14, 2019**

**5:30 p.m.**

**I. CALL TO ORDER**

Library – Fallbrook High School  
2400 South Stage Coach Lane, Fallbrook, CA 92028

**II. ANNOUNCE CLOSED SESSION AGENDA**

A. Public Employee Appointment (Government Code Section 54957, subd. (b)(1))  
Title: Interim Superintendent

B. Public Employment (Government Code Section 54957, subd. (b)(1))  
Title: Interim Assistant Superintendent

C. Public Employee Discipline/Dismissal/Release (Government Code Section 54957)

D. Expulsion Case #02F 1819

E. Readmission Case # 05F 1718

F. Settlement Agreement Office of Administrative Hearing Case #2018100880

G. Settlement Agreement Office of Administrative Hearing Case #2018100871

**III.** Opportunity for members of the public to address the Board on any item described in this agenda for the closed session (opportunity will be granted later for open session items) – Government Code Section 54954.3

**IV. ADJOURN TO CLOSED SESSION**

Room 227 – Fallbrook High School  
2400 South Stage Coach Lane, Fallbrook, CA 92028

**V. RECONVENE TO OPEN SESSION (6:30 p.m.)**

- A. Flag Salute
- B. Roll Call

BOARD OF TRUSTEES

Diane Summers, President \_\_\_\_\_  
 Lita Tabish, Vice President \_\_\_\_\_  
 ELana Sterling, Clerk \_\_\_\_\_  
 Lee De Meo \_\_\_\_\_  
 Sharon Koehler \_\_\_\_\_

STUDENT BOARD REPRESENTATIVES

Kassidy Ewig \_\_\_\_\_  
 Martha Vaca \_\_\_\_\_

INTERIM SUPERINTENDENT

Dr. Lou Obermeyer \_\_\_\_\_

**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. Public Employee Appointment (Government Code Section 54957, subd. (b)(1))  
Title: Interim Superintendent
- B. Public Employment (Government Code Section 54957, subd. (b)(1))  
Title: Interim Assistant Superintendent
- C. Public Employee Discipline/Dismissal/Release (Government Code Section 54957)
- D. Expulsion Case #02F 1819
- E. Readmission Case # 05F 1718
- F. Settlement Agreement Office of Administrative Hearing Case #2018100880
- G. Settlement Agreement Office of Administrative Hearing Case #2018100871

**VII. ADOPT AGENDA**

That the Board adopts the Agenda for the Regular Meeting of January 14, 2019

Additions \_\_\_\_\_ Deletions \_\_\_\_\_ Corrections \_\_\_\_\_

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

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

**Student Board Representatives:**

Ewig \_\_\_\_\_ Vaca \_\_\_\_\_

**Board Members**

De Meo \_\_\_\_\_ Koehler \_\_\_\_\_ Sterling \_\_\_\_\_ Summers \_\_\_\_\_ Tabish \_\_\_\_\_

## **VIII. COMMUNICATIONS AND REPORTS**

### **A. Report from Student Representatives**

## **IX. 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 three minutes to address the Board on each agenda or non-agenda 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.

## **X. TRUSTEE AREAS BOUNDARY MAP PROCESS PRESENTATION & DISCUSSION**

Board members are currently elected in “at-large” elections, where each member is elected by voters throughout the District. The CVRA prohibits the use of “at-large” elections in certain circumstances. “By-trustee-area” elections, in which members are elected by voters in geographical subdivisions of the jurisdiction, are immune from challenge under the CVRA. Thus, in light of the CVRA, many school district and local agencies have transitioned from at-large to by-trustee area elections to avoid the cost associated with CVRA litigation.

At the November 5, 2018 Board meeting, the Board approved Resolution 07-1819 indicating its intent to transition from at-large to by-trustee area elections by November 2020.

Tonight, the Board will receive information from Cooperative Strategies about the process for drawing the trustee area boundary map from the demographics company. The presentation will provide an opportunity for the Board to provide guidance to the demographer regarding the general criteria to be used in the first draft of the trustee area boundary maps.

**XI. ACTION**

**BUSINESS SESSION**

**A. SUPERINTENDENT/HUMAN RESOURCES**

**1. ACTION: Ratification of Employment Agreement for Interim Superintendent**

That the Board approve the ratification of Employment Agreement for Interim Superintendent effective January 7, 2019, as presented.

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

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

**Student Board Representatives:**

Ewig \_\_\_\_\_ Vaca \_\_\_\_\_

**Board Members**

De Meo \_\_\_\_\_ Koehler \_\_\_\_\_ Sterling \_\_\_\_\_ Summers \_\_\_\_\_ Tabish \_\_\_\_\_

**2. INFORMATION/ACTION: Recruitment/Selection of New Superintendent**

That the Board discuss and determine the recruitment and selection process that it desires to implement associated with a new Superintendent. The may choose to schedule a special meeting to interview the search firms and then make a selection.

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

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

**Student Board Representatives:**

Ewig \_\_\_\_\_ Vaca \_\_\_\_\_

**Board Members**

De Meo \_\_\_\_\_ Koehler \_\_\_\_\_ Sterling \_\_\_\_\_ Summers \_\_\_\_\_ Tabish \_\_\_\_\_

**3. ACTION: Approve as Demographer Cooperative Strategies**

That the Board provide direction to enter into a contract with Cooperative Strategies as Demographer to facilitate compliance with the California Voting Rights Act (CVRA).

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

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

**Student Board Representatives:**

Ewig \_\_\_\_\_ Vaca \_\_\_\_\_

**Board Members**

De Meo \_\_\_\_\_ Koehler \_\_\_\_\_ Sterling \_\_\_\_\_ Summers \_\_\_\_\_ Tabish \_\_\_\_\_

**B. BUSINESS SERVICES**

**4. ACTION: Approve Request for Allowance Because of Emergency Conditions**

That the Board approve the submission of the attached J-13A form to the state requesting an exemption from penalties associated with loss of instructional minutes and ADA penalties for October 4, 2018, as presented.

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

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

**Student Board Representatives:**

Ewig \_\_\_\_\_ Vaca \_\_\_\_\_

**Board Members**

De Meo \_\_\_\_\_ Koehler \_\_\_\_\_ Sterling \_\_\_\_\_ Summers \_\_\_\_\_ Tabish \_\_\_\_\_

**C. EDUCATIONAL SERVICES**

**5. ACTION: Revise Agreement with Palomar College**

That the Board approve the revised agreement with Palomar College for Dual Enrollment courses, as presented. This is an update of the courses planned in addition to staffing and student projections.

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

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

**Student Board Representatives:**

Ewig \_\_\_\_\_ Vaca \_\_\_\_\_

**Board Members**

De Meo \_\_\_\_\_ Koehler \_\_\_\_\_ Sterling \_\_\_\_\_ Summers \_\_\_\_\_ Tabish \_\_\_\_\_

**6. ACTION: Approval of Master Contract for Non-Public School: The Winston School**

That the Board approve the master contract for Non-Public School: The Winston School for the 2018-19 school year, as presented.

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

**Student Board Representatives:**

Ewig \_\_\_\_\_ Vaca \_\_\_\_\_

**Board Members**

De Meo \_\_\_\_\_ Koehler \_\_\_\_\_ Sterling \_\_\_\_\_ Summers \_\_\_\_\_ Tabish \_\_\_\_\_

**D. 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 of 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.

**7. ACTION: Approval of Consent Agenda**

That the Board approve, as presented, the Consent Agenda

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

**Student Board Representatives:**

Ewig \_\_\_\_\_ Heath \_\_\_\_\_

**Board Members**

De Meo \_\_\_\_\_ Koehler \_\_\_\_\_ Sterling \_\_\_\_\_ Summers \_\_\_\_\_ Tabish \_\_\_\_\_

**CONSENT AGENDA ITEMS**

**8. Approval of Minutes**

That the Board approve the minutes of the December 10, 2018 Board meeting as presented.

**9. Personnel Report**

That the Board approve the Personnel Action Report as presented.

**10. 2018-19 Single Plans for Student Achievement (SPSA) for Fallbrook and Ivy High Schools**

That the Board approve the Single Plan for Student Achievement (School Site Plan) for the 2018-19 school year for Fallbrook and Ivy High Schools, as presented. This is an annual adoption of the SPSA.

**11. Memorandum of Understanding (MOU) for CSUSM Nursing Student**

That the Board approve the MOU for the CSUSM Nursing Student as presented.

**12. Performance Agreement with Verbal Behavior Associates**

That the Board approve the performance agreement with Verbal Behavior Associates as presented.

**13. Performance Agreement with HM Systems (Physical Therapy)**

That the Board approve the performance agreement with HM Systems (Physical Therapy) as presented.

**14. Field Trips**

That the Board approve the Ag Dept. field trips as presented.

**15. Board Policy 6999 IPP, Education for Children Residing on Indian Lands-Annual Review**

That the Board approve the annual review with no revisions for BP 6999 IPP, Education for Children Residing on Indian Lands as presented.

**16. Renew Contract with Overdrive Education**

That the Board approve the renewal contract with Overdrive Education to provide additional digital books to our students during the 2019-23 school years as presented.

**17. Add Brenda Mefford, Chief Business Officer, as Authorized Individual to File and Sign Impact Aid Verification Forms 7002 and 7003**

That the Board approve Brenda Mefford as the authorized individual to file and sign Fallbrook Union High School District's Impact Aid Verification Forms 7002 and 7003 as presented.

**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. DATE AND TIME OF NEXT MEETING**

The next regular meeting of the Board of Trustees will be held Monday, January 28, 2019 at 5:30 p.m. in the Library at Fallbrook High School.

**XIV. ADJOURNMENT**

There being no further business to come before the Board, the Regular meeting of January 14, 2019 was adjourned at \_\_\_\_\_ p.m. by \_\_\_\_\_.

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, or if you require English-Spanish translation services during the public meetings, 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.

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,; 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 <mailto:chatcher@fuhds.net> or by telephoning (760) 723-6332, extension 6497.