

MINUTES OF THE VIRTUAL REGULAR MEETING OF THE BOARD OF EDUCATION OF THE ELK GROVE UNIFIED SCHOOL DISTRICT, June 9, 2020

Adopted

Members Present via Tele-Conference and Zoom Webinar: Beth Albiani, President; Crystal Martinez-Alire, Clerk; Nancy Chaires Espinoza, Carmine Forcina, Chet Madison, Sr., Anthony Perez, and Bobbie Singh-Allen

Others Present via Zoom Webinar: Christopher R. Hoffman, Superintendent; Robert Pierce and Mark Cerutti, Deputy Superintendents; David Reilly, Associate Superintendent; Bindy Grewal and Craig Murray, Assistant Superintendents; Shannon Hayes, Chief Financial Officer; Steve Mate, Chief Technology Officer, Susan Larson, Executive Director; Xanthi Pinkerton, Director of Communications

CLOSED SESSION VIA TELE-CONFERENCE: The meeting was called to order by Ms. Albiani at 5:00 p.m. to address items 1 through 5 on the closed session portion of the agenda.

- I. Government Code Section 54956.9 Subdivision (d) Paragraph (1):** Conference with Legal Counsel – Existing Litigation
- II. Government Code Section 54956.9 Subdivision (d) Paragraph (2):** Conference with Legal Counsel - Anticipated Litigation Significant Exposure to Litigation
- III. Government Code Section 54957:** Public Employee Discipline/Dismissal/Release/Complaint
- IV. Government Code Section 54957.6:** Conference with Labor Negotiators
Agency designated representatives: Christopher R. Hoffman, David Reilly, Robert Pierce, Karen Rezendes

Employee Organizations: All Elk Grove Unified School District Bargaining Units and Unrepresented Employees

- V. Government Code Section 54957:** Public Employee Performance Evaluation - Title: Superintendent

OPEN SESSION VIA ZOOM – Ms. Albiani called the regular meeting to order, via Zoom, at 6:00 p.m. and announced that the Board met in closed session via teleconference and no action was taken.

Ms. Albiani provided a welcome to Elk Grove Unified School District’s virtual board meeting through the Zoom Webinar platform.

She informed everyone that Legislative Bodies including School Districts are now permitted to hold board meetings telephonically or by other electronic means because on March 17, 2020, the Governor issued Executive Order N-29-20, suspending certain provisions of the California Ralph M. Brown Act. In addition, consistent with the March 19, 2020 Statewide Shelter in Place Order issued by the Governor, Executive Order N-33-20, the Sacramento County Shelter at Home Orders issued on March 19, 2020 and April 7, 2020, and the Center for Disease Control’s (CDC’s) social distancing guidelines which discourage public gatherings, this Board meeting was conducted via the Zoom Webinar platform.

- I. Pledge of Allegiance** – Shannon Hayes, Chief Financial Officer, led the pledge of allegiance.

II. Presentations/Recognitions

- 1. 2019-2020 Employees of The Year** – Ms. Albiani called on Xanthi Pinkerton to read public comments that were submitted through the District’s Google Public Comment Form regarding this item; there were none.

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The Board of Education recognized the following 2019-20 Employees of the Year:

AFSCME

Linda Seamons, Library Technician, Anna Kirchgator Elementary

ATU

Rick Flint, Bus Driver, Transportation

CSEA

Janice Hinde, Health Assistant, Student Support and Health Services

EGEA Educator of the Year

Caroline Martin, English Language Instructional Coach, English Learner Services

EGEA Teachers of the Year

Christa King, Special Education Teacher, John Ehrhardt Elementary School

Lynda Bettencourt, Teacher, James Rutter Middle School

EGTEAMS Administrative Support

Penny Whalen, School Secretary, Laguna Creek High School

EGTEAMS Administrator

Martin Hock III, Principal, Sunrise Elementary School

EGTEAMS Confidential/Supervisory

Jennifer Yamzon, Occupational Therapist, Special Education

NUHW

Pam Segien, Mental Health Therapist, Student Support and Health Services

PSWA

Kate Barbero, Social Worker, Student Support and Health Services

- 2. Recognition of 2019-2020 Student Board Representatives** - Ms. Albiani called on Xanthi Pinkerton to read public comments that were submitted through the District's Google Public Comment Form regarding this item; there were none.

The Board of Education recognized the 2019-20 Student Board Representatives. During the 2019-2020 school year, the Board of Education has been apprised of academic, co-curricular, and extra-curricular activities, as well as special programs and events, through the excellent, informative, and enthusiastic reports delivered by our Student Board Representatives. Unfortunately, due to the COVID-19 pandemic, which has temporarily suspended public meetings, Student Board Representatives were unable to finish out the school year with their board reports. To honor and recognize these students, the Board was shown a presentation to honor and recognize these students.

III. Resolutions

- 1. 2020 LGBTQ Pride Month Resolution** - Ms. Albiani called on Xanthi Pinkerton to read public comments that were submitted through the District's Google Public Comment Form regarding this item; there were none.

Motion No. 103, 2019-20 – Motion by Ms. Singh-Allen, seconded by Ms. Chaires Espinoza and carried unanimously by an affirmative vote of all board members present that Resolution No. 77, which proclaims the month of June 2020 as LGBTQ Pride Month, be adopted. Roll Call Vote: *Ayes – Albiani, Chaires Espinoza, Forcina, Madison, Martinez-Alire, Perez and Singh-Allen; Nays – None; Absent – None*

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IV. Student Expulsion/Involuntary Transfer Recommendations

- 1. Request for Student Expulsion** - Ms. Albiani called on Xanthi Pinkerton to read public comments that were submitted through the District's Google Public Comment Form regarding this item; there were none.

Motion No. 104, 2019-20 – Motion by Dr. Martinez-Alire, seconded by Mr. Forcina and carried unanimously by an affirmative vote of all board members present that the request for a student expulsion be approved. Roll Call Vote: *Ayes – Albiani, Chaires Espinoza, Forcina, Madison, Martinez-Alire, Perez and Singh-Allen; Nays – None; Absent – None*

- V. Public Comment** – Ms. Albiani called on Xanthi Pinkerton to read public comments that were submitted through the District's Google Public Comment Form. Public comments that were received for non-agenda items are captured below. Public comments related to an agenda item have been recorded in corresponding sections of the minutes.

Michael Fruci made suggestions on how the District could use the ESSER Fund established through the recent CARES Act. Mr. Fruci shared that Barnes & Noble has dedicated resources for assisting institutions, schools, school districts, administrators, and school boards with managing the acquisition of much needed library curriculum, summer reading, early reader, remote learning, and eLearning requirements.

Loreen Pryor expressed her disappointment with the statement released by EGUSD regarding the unrest following the death of George Floyd at the hands of police officers. Ms. Pryor also shared her displeasure in the way several student incidents were handled by administrators.

Sean, shared that EGUSD's recent solidarity statement (June 5, 2020) affirms that EGUSD "continue[s] to stand resolute and in solidarity with our Black students, families, community and staff in peaceful support of ending police violence. Sean requested that the District end its relationship with the Sacramento County Sheriff's Department, divest from local law enforcement, and create a plan for removing Student Resource Officer from campuses.

Olivia Sosa requested that the District stop contracting with the Sheriff's office. Ms. Sosa suggested that the money instead be spent on counselors, social workers and nurses.

Anonymous asked if the District has considered offering extra work days for current staff to fill empty positions at their hourly rate as a cost saving measure.

- VI. Consent Agenda – Action** – Ms. Albiani called on Xanthi Pinkerton to read public comments that were submitted through the District's Google Public Comment Form regarding the Consent Agenda; the following item was read: the Sheldon HS Counseling Team expressed their concerns about the way Item No. 4 is written and requested the item be pulled to be considered separately with discussion to provide counselor and principals to comment on this item before the Board of Education takes action.

Mr. Perez pulled item 1 and Mr. Forcina pulled items 4 and 5 for discussion/action.

Motion No. 105, 2019-20 – Motion by Mr. Madison, seconded by Ms. Singh-Allen and carried unanimously by an affirmative vote of all board members present that items 2 through 19, except for items 4 and 5 on the consent agenda be approved. Roll Call Vote: *Ayes – Albiani, Chaires Espinoza, Forcina, Madison, Martinez-Alire, Perez and Singh-Allen; Nays – None; Absent – None*

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- 1. Approval of Policies** – Pulled for Discussion/Action
- 2. Approval of Minutes** – Approved the minutes from the virtual regular board meeting that was held on May 19, 2020.
- 3. Personnel Actions** - Approved personnel appointments, leaves of absence, resignations, retirements, promotions and returns from reemployment lists as submitted.
- 4. Job Description-District Head Counselor** – This item was pulled from the agenda and will be brought back to the Board at a later date.
- 5. Updated Management Salary Schedule** – Pulled for Discussion/Action
- 6. Approval of Resolution to Establish Temporary Interfund Transfers** – Approved Resolution No. 78, to allow cash transfers between funds as necessary to meet District financial obligations.
- 7. Approval of Purchase Order Encumbrance Modification History** – Approved purchase order encumbrance modifications from April 30 – May 13, 2020.
- 8. Quarterly Investment Report** – Received a quarterly report of investments. As of March 31, 2020, the District had \$275,076,062 from all funds, in addition to Mello-Roos Investment proceeds of \$12,429,879 and General Obligation Bond Investment proceeds of \$32,183,848 for total proceeds of \$44,613,727 in the County Treasurer’s pool. This is 6.77% of the total pooled assets of \$4,244,416,758.
- 9. Ratification of Contracts for Services** - Approved contracts signed by authorized staff in accordance with Board Policy 3312 as submitted.
- 10. Ratification of Grant Contracts/Agreements for Funding** - Approved grant contracts and agreements signed by authorized staff as submitted.
- 11. Approval to Purchase Audio Visual Equipment and Accessories** – Authorized EGUSD to purchase audio visual equipment and accessories cooperatively through an RFP secured by Omnia Partners Region 4 ESC, Contract No. R160901.
- 12. Approval to Purchase Audio Visual Equipment and Accessories** – Authorized EGUSD to purchase audio visual equipment and accessories cooperatively through an RFP secured by Omnia Partners Region 4 ESC, Contract No. R160903.
- 13. Approval to Purchase Science/Labware Supplies and Equipment** – Authorized EGUSD to purchase science/labware supplies and equipment cooperatively through a bid secured by Harford County Public Schools (HCPS), Contract No. C15-JL-12.
- 14. Approval to Purchase Educational School Supplies** – Authorized EGUSD to purchase educational school supplies cooperatively through an RFP secured by Omnia Partners Region 4 ESC, R190503.
- 15. Tiger Natural Gas, Inc. Purchase Agreement Renewal** – Approved the Natural Gas Purchase Agreement Renewal between the Elk Grove Unified School District and Tiger Natural Gas, Inc. for the 2020-2021 school year.
- 16. Pleasant Grove Elementary School Modernization Lease-Leaseback (LLB) Agreement** – Authorized Administration to negotiate with F&H Construction to perform the Pleasant

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Grove Elementary School Modernization project to determine a Guaranteed Maximum Price. Upon completion of the GMP, administration will present to the Board for review and acceptance of the GMP with F&H Construction.

17. Joseph Kerr Middle School Modernization - Phase 1A, Lease-Leaseback Agreement – Approved a Guaranteed Maximum Price of \$21,648,460.00 for the construction of the Joseph Kerr Middle School Modernization (Phase 1A) project, and authorized administration to sign all documents necessary for a Lease-Leaseback Agreement with F&H Construction.

18. 2020-21 Ratification of CIF Representatives – Appointed the following representatives from the District’s high schools to serve as each school’s league/conference representative for the 2020-2021 school year:

Cosumnes Oaks High School	Juan Jaurequi, Principal George Smith, Athletic Director
Elk Grove High School	Eugene Christmas III, Principal John Heffernan, Athletic Director
Florin High School	Rudy Ortega, Principal William Kapp, Athletic Director
Franklin High School	Chantelle Albiani, Principal Michael Cody, Athletic Director
Laguna Creek High School	Mark Benson, Principal Jonathan Ussery, Athletic Director
Monterey Trail High School	Lara Ricks, Principal David Coronado, Athletic Director
Pleasant Grove High School	Taigan Keplinger, Principal Scott Gradin, Athletic Director
Sheldon High School	Paula Duncan, Principal Denise Aguilar, Athletic Director
Valley High School	Richard Gutierrez, Principal Nicki Swift, Athletic Director

19. 2020-21 Annual Master Contract for Nonpublic Agencies and Nonpublic Schools – Approved the 2020-21 Elk Grove Unified School District annual master contracts for Nonpublic Agencies (NPA) and Nonpublic Schools (NPS).

Motion No. 106, 2019-20 – Motion by Ms. Chaires Espinoza, seconded by Ms. Singh-Allen and carried unanimously by an affirmative vote of all board members present that Item 1- Approval of Policies on the consent agenda be approved. Roll Call Vote: *Ayes – Albiani, Chaires Espinoza, Forcina, Madison, Martinez-Alire, and Singh-Allen; Nays – Perez; Absent – None*

1. Approval of Policies – Approved the following Board Policies as aligned with the California School Boards Association (CSBA):

- BP 0460 LCAP
- BP 0500 Accountability
- BP 3100 Budget

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- BP 3230 Federal Grant Funds
- BP 3270 Sale and Disposal of Books, Equipment and Supplies
- BP 3400 Management of District Assets/Accounts
- BP 3460 Financial Reports and Accountability
- BP 3516.5 Emergency Schedules
- BP 3580 District Records
- BP 5131.2 Bullying
- BP 5141.21 Administering Medication and Monitoring Health Conditions
- BP 6161 Equipment, Books and Materials
- BP 6162.51 State Academic Achievement Tests
- BP 6164.4 Identification of Evaluation of Individuals for Special Education

Motion No. 107, 2019-20 – Motion by Mr. Forcina, seconded by Mr. Perez and carried unanimously by an affirmative vote of all board members present that Item 4 – District Head Counselor Job Description be pulled from the agenda for further clarification. Roll Call Vote: *Ayes – Albiani, Chaires Espinoza, Forcina, Madison, Martinez-Alire, Perez and Singh-Allen; Nays – None; Absent – None*

Motion No. 108, 2019-20 – Motion by Mr. Forcina, seconded by Ms. Chaires Espinoza and carried unanimously by an affirmative vote of all board members present that Item 5 – Updated Management Salary Schedule on the consent agenda be approved. Roll Call Vote: *Ayes – Albiani, Chaires Espinoza, Forcina, Madison, Martinez-Alire, Perez and Singh-Allen; Nays – None; Absent – None*

5. Updated Management Salary Schedule – Approved the changes to the Management Salary Schedule.

VII. LCAP Update - None

VIII. Race and Educational Equity - None

IX. Budget Update - None

X. Facilities Update - None

XI. Bargaining Units - None

XII. Reports

- 1. Process for Developing the 2020-21 Educational Plan-** Ms. Albiani called on Xanthi Pinkerton to read public comments that were submitted through the District’s Google Public Comment Form regarding this item. Because of the large number of comments that were received, several minutes for each topic were read.

Educational Plan/Distance Learning

Maria Jaya, Peter Loenberg, Anonymous (16), Heather Utile, Winnie Hung, Ka Suen Hung, Eva Yang, Natsh Jn, Vicky Liu, Furong Wang, Miao Huan, Dan Lin, Yong Mei Chen and Bonnie submitted public comments via the District Google Public Comment Form in support to the continuation of Distance Learning for the 2020-21 school. It was requested, that if the Board votes to open schools, to consider giving parents a choice to opt out of face to face classes and continue distance learning for the safety of their families.

Education Plan/Sports & Extra Curricular

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Anonymous (5), Melissa, Megan Harper, Michelle Johnson, Christina, Crystal McGee Lee, Larissa McGee Lee, Clarence Lee, Marcella S, Debbie Burrill, Greg Lucido, Carrie Woolstencroft, PGHS FB Boosters and Ellie Hanson submitted public comments via the District Google Public Comment Form requesting that the EGUSD Board allow all sports and extra curriculars for the 2020-21 season.

Educational Plan/VAPA

Anonymous (6), Richard Diltz, Taylor Simas, Tehzeeb Mustafa, Alexis Munoz, Ayanna, Elizabeth Flores, Karina Orozco, Leanne Vu, Kristina Robles, Nicole Wray, Able Hernandez, Angela Maltese, Kamille, Madison Dwyer, Ali Alzubi, Anica Rubang, Rachel Le, Eugene Karastanov, Thuytien Ngo, Katie Dang, Venessa Ibarra, Jeff, Ibarra, John Hanrahan, Brian Pepper, Abassin Nasim, Israel Yanez, Angelica Yanez, Leonardo Rodrigues, Julian Y, Ricardo Rolda, Don French, Joseph Simon, Rosa Yanez-Islas, Jacob Shorter, Anna Chapman, Christopher Thomas and Amy Caston submitted public comments via the District Google Public Comment Form requesting that the EGUSD Board consider all options to keep Visual and Performing Arts in schools across the district.

Educational Plan/Other Suggestions

Anonymous (14), Mike Smith, Lori, Alesha F., Dan Welch, Jesse J., Susan Swenson, Qizhi Feng, Nalini Shankar, Marissa A., Ziyun Ye, Chris Chavez, Tarah Young, April, Sarah, Kelsey Meraz Malsten, Silvia Alvarado, Keri Franklin submitted public comments via the District Google Public Comment Form offering a variety of suggestions for the new school year and asked questions about the development of the educational plan, the new school year calendar and shared concerns about person-to-person contact at school.

Mark Cerutti provided the Board with information on the process being used to develop the District's 2020-2021 educational plan. The process will take into consideration the COVID-19 related health and safety conditions. A questionnaire will be sent to parents in mid-June to gather essential information needed for plan development. The plan will be brought back to the Board and will be communicated to students and families.

Board members thanked Mark for the informative report after sharing their thoughts and providing feedback.

XIII. Public Hearing/Action Items

- 1. Tentative Agreement Between Elk Grove Unified School District and National Union of Healthcare Workers (NUHW), 2019-2020 thru 2020-2021-** Ms. Albani opened the public hearing and called on Xanthi Pinkerton to read public comments that were submitted through the District's Google Public Comment Form; there were none.

Ms. Albani closed the public hearing.

Motion No. 109, 2019-20 – Motion by Ms. Chaires Espinoza, seconded by Ms. Singh-Allen and carried unanimously by an affirmative vote of all board members present that the tentative agreement between EGUSD and NUHW for 2019-20 thru 2020-21 be approved.
Roll Call Vote: *Ayes – Albani, Chaires Espinoza, Forcina, Madison, Martinez-Alire, Perez and Singh-Allen; Nays – None; Absent – None*

- 2. Elk Grove Charter School Petition to Renew Charter** – Ms. Albani opened the public hearing and called on Xanthi Pinkerton to read public comments regarding the Elk Grove Charter School's renewal; Four anonymous comments were submitted via the District Google Public Comment Form expressing their concerns about participation in the renewal of the charter petition process and several personnel concerns.

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Ms. Singh-Allen expressed her concerns about anonymous public comments that don't pertain to an agenda item. Ms. Albiani requested that staff check with legal to find out if we can require a name be submitted.

Ms. Albiani closed the public hearing and announced that this item will be brought back for approval at the June 30, 2020 board meeting.

- 3. Public Hearing of the Elk Grove Unified School District's Special Education Local Plan Area (SELPA) Plan** – Ms. Albiani opened the public hearing and called on Xanthi Pinkerton to read public comments regarding EGUSD's SELPA Plan; there were none.

Ms. Albiani closed the public hearing and announced that this item will be brought back for adoption at the June 30, 2020 board meeting.

XIV. Discussion Items - None

XV. Action Items

- 1. Resolution to Eliminate a Classified Position** – Ms. Albiani called on Xanthi Pinkerton to read public comments regarding the Resolution to Eliminate a Classified Position; there were none.

Motion No. 110, 2019-20 – Motion by Ms. Singh-Allen, seconded by Dr. Martinez-Alire and carried unanimously by an affirmative vote of all board members present that Resolution Number 76, authorizing the Governing Board to eliminate a classified position, be adopted. Roll Call Vote: *Ayes – Albiani, Chaires Espinoza, Forcina, Madison, Martinez-Alire, Perez and Singh-Allen; Nays – None; Absent – None*

- 2. Revised 2020-21 School Year Calendar** - Ms. Albiani called on Xanthi Pinkerton to read public comments regarding the Revised 2020-21 School Year Calendar; there were none.

The revised 2020-21 School Year Calendar has been negotiated with the Elk Grove Educators Association (EGEA), as stipulated in the EGUSD/EGEA collective bargaining agreement. The revision includes an adjustment to the Elementary year-round calendar, and allows for additional time for the planning of the 2020-21 school year due to the COVID-19 pandemic.

Motion No. 111, 2019-20 – Motion by Ms. Singh-Allen, seconded by Dr. Martinez-Alire and carried unanimously by an affirmative vote of all board members present that the 2020-21 School Year Calendar be approved. Roll Call Vote: *Ayes – Albiani, Chaires Espinoza, Forcina, Madison, Martinez-Alire, Perez and Singh-Allen; Nays – None; Absent – None*

- XVI. Board Member and Superintendent Reports** - Board members reported on organization and committee meetings and information relative to the District and its operation.

XVII. Information Items

- 1. Other Items from the Floor – None**

XVIII. Adjournment – 11:03 p.m.

Submitted by: Christopher R. Hoffman, Superintendent

Approved by: _____



Beth Albiani, Board President, July 21, 2020