

# MINUTES OF THE REGULAR MEETING OF THE BOARD OF EDUCATION OF THE ELK GROVE UNIFIED SCHOOL DISTRICT, January 10, 2023

*Adopted*

**Members Present:** Nancy Chaires Espinoza, President; Gina Jamerson, Clerk; Beth Albiani, Carmine Forcina, Anthony Perez, Michael Vargas, Sean Yang and Oliver Trach, Student Board Member

**Others Present:** Christopher R. Hoffman, Superintendent; Mark Cerutti and Kristen Coates, Deputy Superintendents; David Reilly, Associate Superintendent; Bindy Grewal, Assistant Superintendent; Chad Sweitzer, Assistant Superintendent; Amreek Singh, Chief Human Resources Officer; Steve Mate, Chief Technology Officer; Shannon Hayes, Chief Financial Officer; Jenifer Avey and Lisa Levasseur, Executive Directors

**CLOSED SESSION:** The meeting was called to order at p.m. to address items 1 through 4 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 54957:** Public Employee Appointment/Employment - Management Position
- 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, Karen Rezendes  
David Reilly, Amreek Singh, Mark Cerutti, Kristen Coates, Shannon Hayes  
Employee Organizations: All Elk Grove Unified School District  
Bargaining Units and Unrepresented Employees

**OPEN SESSION:** Ms. Chaires Espinoza called the meeting to order at 6:06 p.m. and announced that the Board met in closed session and no action was taken.

Ms. Chaires Espinoza provided a welcome and informed the public that unless otherwise ordered by the Sacramento County Public Health Department, the State, or by other legal mandate including AB 361 Board Resolution, the Board of Education has resumed full in-person Board meetings. Live streaming of the board meeting is made available via the Zoom platform and meetings are recorded (video and audio) and will be made available on the Elk Grove Unified School District's YouTube channel at [www.youtube.com/user/elkgroveunified](http://www.youtube.com/user/elkgroveunified)

- I. Pledge of Allegiance** – Mrs. Sacha Hall was recognized by the Board of Education for her contributions to staff and students at Marion Mix Elementary School.
- II. Oath of Office** – Superintendent Hoffman presented the Certificate of Election and administered the Oath of Office to returning board member Gina Jamerson.
- III. Presentations/Recognitions**
  - 1. High School Student Representative Reports - Elk Grove, Franklin and Las Flores High Schools** – Students from Elk Grove, Franklin and Las Flores High Schools reported on academics and activities at their schools.
  - 2. 2022-2023 FFA Student Recognition** – The Board of Education recognized the Elk Grove Unified School District students who competed and won first place awards in Future Farmers of America (FFA) state competitions in the 2022-23 school year.

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- 3. Finance Committee Annual Report for 2022** – The Board of Education received the Finance Committee 2022 Annual Report and recognized the contribution of its members.
- 4. 2021-22 Annual Audit** – The Board of Education received the 2021-22 district-wide annual audit report, including the Measure M General Obligation Bonds Financial Statements and Performance Audit.

### IV. Resolutions

- 1. Black/African American History Month** – Motion No. 75, 2022-23 - Motion by Ms. Jamerson, seconded by Mr. Perez and carried unanimously by an affirmative vote of all Board members present that Resolution No. 44, designating February 2023 as Black/African American History Month be approved. *Roll call vote: Ayes – Trach (Student Board Member), Albiani, Chaires-Espinoza, Forcina, Jamerson, Perez, Vargas and Yang; Nays – None; Absent – None*
- 2. Career Technical Education Month Resolution** – Motion No. 76, 2022-23 - Motion by Ms. Albiani, seconded by Mr. Perez and carried unanimously by an affirmative vote of all Board members present that Resolution No. 43, designating February 2023 as Career Technical Education Month. *Roll call vote: Ayes – Trach (Student Board Member), Albiani, Chaires-Espinoza, Forcina, Jamerson, Perez, Vargas and Yang; Nays – None; Absent – None*

### V. Student Expulsion/Involuntary Transfer Recommendations

- 1. Request for Student Expulsion** – Motion No. 77, 2022-23 - Motion by Mr. Forcina, seconded by Ms. Albiani and carried unanimously by an affirmative vote of all Board members present that the request for student expulsions be approved. *Roll call vote: Ayes – Albiani, Chaires-Espinoza, Forcina, Jamerson, Perez, Vargas and Yang; Nays – None; Absent – None*
- 2. Request for Return from Student Expulsion** – Motion No. 78, 2022-23 - Motion by Mr. Forcina, seconded by Ms. Albiani and carried unanimously by an affirmative vote of all Board members present that the requests for return from student expulsion be approved. *Roll call vote: Ayes – Albiani, Chaires-Espinoza, Forcina, Jamerson, Perez, Vargas and Yang; Nays – None; Absent – None*

### VI. Public Comment

Brandon Morgan, Wes Bramer, Dustin Noble and Antonio Ferraro expressed concerns about the negative impact the changes to the inclusion program have had on students and requested data and that the item be placed on a future board meeting agenda.

Nicole Strange expressed concern over the 5 vacancies at her site and shared her thoughts about the high amount of phone calls from parents they received regarding the bad weather. Ms. Strange requested extra compensation for employees who cover extra positions.

Akira Baily shared that because of her low wages she must work an extra job. Ms. Baily requested competitive wages and shared her concerns about how long it takes Human Resources to fill a vacant position after a candidate is selected.

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**VII. Consent Agenda – Action** – Prior to the motion, items No. 1 & 8 were pulled from the consent agenda for discussion/approval by Mr. Forcina.

Motion No. 79, 2022-23 - Motion by Ms. Albiani, seconded by Mr. Forcina and carried unanimously by an affirmative vote of all Board members present that item 2 through 29, except for No. 8 on the consent agenda be approved. *Roll call vote: Ayes – Trach (Student Board Member), Albiani, Chaires-Espinoza, Forcina, Jamerson, Perez, Vargas and Yang; Nays – None; Absent – None*

Motion No. 80, 2022-23 - Motion by Ms. Albiani, seconded by Ms. Jamerson and carried in a 6 – 1 vote that item 1 on the consent agenda be approved. *Roll call vote: Ayes – Trach (Student Board Member), Albiani, Chaires-Espinoza, Jamerson, Perez, Vargas and Yang; Nays – Forcina; Absent – None*

Motion No. 81, 2022-23 - Motion by Mr. Forcina, seconded by Ms. Albiani and carried unanimously by an affirmative vote of all Board members present that item 8 on the consent agenda be approved. *Roll call vote: Ayes – Trach (Student Board Member), Albiani, Chaires-Espinoza, Forcina, Jamerson, Perez, Vargas and Yang; Nays – None; Absent – None*

- 1. Approval of Resolution No. 46, Authorizing the Continued Use of Remote Teleconferencing Provisions Consistent with the Sacramento County Public Health Department's Recommendations** – Approved Resolution No. 46, 2022-23, regarding AB 361, authorizing the continued use of remote teleconferencing provisions consistent with the Sacramento County Public Health Department's recommendations, AB 361 and Government Code section 54953, when necessary, consistent with current COVID-19-related Sacramento County Public Health Department safety protocols and quarantine guidelines.
- 2. Approval of Minutes** – Approved the minutes from the regular board meeting that was held on October 18, 2022.
- 3. 2023-2024 School Year Calendar** – Approved the 2023-24 School Year Calendar.
- 4. Personnel Actions** – Approved personnel appointments, leaves of absence, rehires, probationary releases, promotions, resignations, retirements, and returns from reemployment lists as submitted.
- 5. Certification of Administrator's Competence to Evaluate** – Granted Certification of Administrator's Competence to Evaluate for the following newly-hired district administrators who have successfully completed the District's training process to: Megan Hagelis, English Learner Services, Shelli Pruger, Special Education, Wilmont Labor, Special Education, and Tom Pham, Isabelle Jackson Elementary School.
- 6. Job Description Updates** – Approved current job descriptions that are out of compliance, outdated and antiquated. This causes a problem when recruiting and hiring, limiting the quantity of applicants who do not meet the current criteria in the *Demonstrated Knowledge and Abilities* section. In addition, the language confuses applicants and current employees in understanding the expectations of the job functions. We have also collaborated with the pertinent unions and Schools Insurance Authority.

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7. **Ratification of Grant Contracts/Agreements for Funding** – Approved grant contracts/agreements signed by authorized staff as submitted.
8. **Ratification of Contracts, Memorandum of Understanding (MOU's) and Agreements for Services** – Approved contracts signed by authorized staff in accordance with Board Policy 3312 as submitted.
9. **Warrant Register No. 6** – Approved Warrant Register No. 6 – Warrant Numbers 110078 – 111576, 435442 – 436153. All Funds: December 1, 2022, through December 31, 2022.
10. **Disposal of Obsolete/Surplus Property** – Authorized the disposal of various obsolete/surplus property as submitted. No income is anticipated to be received by the district for these items. However, any income that is received will go into the General Fund.
11. **Approval of Purchase Order Encumbrance Modification History** – Approved purchase order encumbrance modification from December 1 – 21, 2022.
12. **Approval to Donate a Non-working Braille Embosser to the Lodi Unified School District** – Authorized the donation of a non-working braille embosser to the Lodi Unified School District.
13. **T.R. Smedberg Middle School, Roofing 2023 Award of Contract** – Approved the award of contract to MCM Roofing Company, Inc., for the total base bid of \$2,034,000.00. Authorized administration to sign all documents and contracts pertaining to this work, and authorized administration to proceed with the next lowest responsible bidder should a fully endorsed contract with the low bidder, accompanied by certification of the necessary bonds, not be obtained.
14. **Sheldon High School, Greenhouse and Animal Facility Acceptance and Notice of Completion** – Accepted the construction of the Sheldon High School, Greenhouse and Animal Facility project, and authorized the filing of the Notice of Completion.
15. **Water Bottle Filler Stations, Phase 2 Change Order No. 1** – Approved Change Order No. 1 with KYA Services, LLC and authorized a district representative to sign the approved change order. Change Order No. 1 consists of one (1) item and changes the contract amount of \$454,177.46 by (\$9,346.24) to \$444,831.22.
16. **Water Bottle Filling Station, Phase 2 Acceptance and Notice of Completion** – Accepted the construction of the Water Bottle Filling Station, Phase 2 project, and authorized the filing of the Notice of Completion.
17. **Water Bottle Filler Stations, Phase 3 Change Order No. 1** – Approved Change Order No. 1 with KYA Services, LLC and authorized a district representative to sign the approved change order. Change Order No. 1 consists of one (1) item and changes the contract amount of \$345,023.67 by (\$16,274.70) to \$328,748.97.
18. **Water Bottle Filling Station, Phase 3 Acceptance and Notice of Completion** – Accepted the construction of the Water Bottle Filling Station, Phase 3 project, and authorized the filing of the Notice of Completion.

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- 19. Purchasing Warehouse 2.0 Acceptance and Notice of Completion** – Accepted the construction of the Purchasing Warehouse 2.0 project and authorized the filing of the Notice of Completion.
- 20. Laguna Creek High School, Parking Lot Replacement Change Order No. 2** – Approved Change Order No. 2 with All American Construction, Inc., and authorized a district representative to sign the approved change order. Change Order No. 2 consists of one (1) item and changes the contract amount of \$2,900,460.42 by \$51,590.38 to \$2,952,050.80.
- 21. Laguna Creek High School, Parking Lot Replacement Acceptance and Notice of Completion** – Accepted the construction of the Laguna Creek High School, Parking Lot Replacement project, and authorized the filing of the Notice of Completion.
- 22. Joseph Kerr Middle School Modernization – Phase 3 Change Order No. 1** – Approved Change Order No. 1 with F&H Construction, Inc., and authorize a district representative to sign the approved change order. Change Order No. 1 consists of one (1) item and changes the contract amount of \$6,663,165.00 by \$94,845.00 to \$6,758,010.00.
- 23. Joseph Sims Elementary School, Roofing 2023 Award of Contract** – Approved the award of contract to American Foam Experts for the total base bid of \$403,890.00. Authorized administration to sign all documents and contracts pertaining to this work, and authorized administration to proceed with the next lowest responsible bidder should a fully endorsed contract with the low bidder, accompanied by certification of the necessary bonds, not be obtained.
- 24. Classroom Upgrades at Five (5) Sites (Isabelle Jackson, Samuel Kennedy, Florence Markofer and Prairie Elementary Schools and Samuel Jackman Middle School) Change Order No. 1** – Approved Change Order No. with C. T. Brayton and Sons, Inc., and authorized a district representative to sign the approved change order. Change Order No. 1 consists of one (1) item and changes the contract amount of \$13,174,940.00 by (\$939,902.00) to \$12,235,038.00.
- 25. Classroom Upgrades at Five (5) Sites (Isabelle Jackson, Samuel Kennedy, Florence Markofer and Prairie Elementary Schools and Samuel Jackman Middle School) Acceptance and Notice of Completion** – Accepted the construction of the Classroom Upgrades at the five sites listed above and authorized the filing of the Notice of Completion.
- 26. Security System Upgrade – Group 5 Change Order No. 4** – Approved Change Order No. 4 with ICU Technologies, Inc., and authorized a district representative to sign the approved change order. Change Order No. 4 consists of one (1) item and changes the contract amount of \$14,486,961.01 by \$79,058.42 to \$14,566,019.43.
- 27. Robert Trigg Education Center Floor Replacement Change Order No. 1** – Approved Change Order No. 1 with Harold W. Thompson, Inc., and authorized a district representative to sign the approved change order. Change Order No. 1 consists of one (1) item and changes the contract amount of \$525,895.00 by (\$30,316.00) to \$495,579.00.

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**28. Arthur C. Butler Elementary, Roofing 2023 Award of Contract** – Approved the award of contract to American Foam Experts for the total base bid of \$643,418.00. Authorized administration to sign all documents and contracts pertaining to this work, and authorized administration to proceed with the next lowest responsible bidder should a fully endorsed contract with the low bidder, accompanied by certification of the necessary bonds, not be obtained.

**29. Out-of-State Field Trip** – Approved the following out-of-state field trip:

School	Field Trip Destination	Field Trip Purpose	Dates of Trip
Franklin High School	Washington D.C.	CyberPatriot National Finals	March 17-21, 2023

**VIII. LCAP Update – None**

**IX. Race and Educational Equity - None**

**X. Budget Update – None**

**XI. Facilities Update – None**

**XII. Bargaining Units – None**

**XIII. Reports**

**1. Food & Nutrition Services Annual Report** – The Board of Education received a report on the operations of the Food & Nutrition Services program.

Board members provided feedback and thanked Michelle Drake for the report.

**XIV. Public Hearing/Action Items**

**1. Tentative Agreement Between Elk Grove Unified School District and Elk Grove Education Association (EGEA), 2022-2023 and 2023-2024** – After David Reilly’s presentation, Ms. Chaires Espinoza opened the public hearing and there were no public comments related to this item. Ms. Chaires Espinoza closed the public hearing.

Motion No. 82, 2022-23 - Motion by Ms. Albiani, seconded by Mr. Yang and carried unanimously by an affirmative vote of all Board members present that the tentative agreement between the Elk Grove Unified School District and the Elk Grove Education Association (EGEA) be approved. *Roll call vote: Ayes – Trach (Student Board Member), Albiani, Chaires-Espinoza, Forcina, Jamerson, Perez, Vargas and Yang; Nays – None; Absent – None*

**XV. Discussion Items – None**

**XVI. Action Items – None**

**XVII. Board Member and Superintendent Reports** – Board Members and the Superintendent reported on organization and committee meetings and information relative to the district and its operation.

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**XVIII. Consideration of Future Agenda Items - None**

**XIX. Adjournment – 8:47 p.m.**

Submitted by Christopher R. Hoffman, Superintendent

Approved by: *Nancy Chaires Espinoza*  
Nancy Chaires Espinoza, Board President