

# MINUTES OF THE REGULAR MEETING OF THE BOARD OF EDUCATION OF THE ELK GROVE UNIFIED SCHOOL DISTRICT, April 18, 2023

*Adopted*

**Members Present:** Nancy Chaires Espinoza, President; Gina Jamerson, Clerk; Beth Albiani, Carmine Forcina, Anthony Perez, Michael Vargas, Sean Yang; 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; Jenifer Avey and Lisa Levasseur, Executive Directors; Shannon Hayes, Chief Financial Officer

**CLOSED SESSION:** The meeting was called to order at 4:00 p.m. to address items 1 through 6 on the closed session portion of the agenda.

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

**II. Government Code Section 54957:** Public Employee Appointment/Employment - Management Position

**III. Government Code Section 54956.9 (Deciding Whether to Initiate Litigation) Subdivision (d) Paragraph (4):** Conference with Legal Counsel - Anticipated Litigation Significant Exposure to Litigation: One Case

**IV. Government Code Section 54956.9 Subdivision (d) Paragraph (2):** Conference with Legal Counsel - Anticipated Litigation Significant Exposure to Litigation

**V. Government Code Section 54957:** Public Employee Discipline/Dismissal/Release/Complaint

**VI. 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 6:04 p.m. and announced that the Board met in closed session and no action was taken:

**III. Government Code Section 54956.9 (Deciding Whether to Initiate Litigation) Subdivision (d) Paragraph (4):** The Board unanimously provided legal counsel direction to initiate litigation.

Ms. Chaires Espinoza provided a welcome and announced that 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** – Jamie Pierce and Daniel Denton led the pledge of allegiance and were recognized by the Board of Education for their contribution to the staff and students at Harriett Eddy Middle School.

## **II. Presentations/Recognitions**

- 1. Student Regional Report - Pleasant Grove Region;** Students from Pleasant Grove High School, Katherine Albiani Middle School, Arnold Adreani Elementary, Edna Batey Elementary, Cosumnes River Elementary, C.W. Dillard Elementary, Robert J. McGarvey Elementary, Pleasant Grove Elementary, Sierra Enterprise Elementary, and Sunrise Elementary reported on academics and activities at their schools.

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- 2. Athletic Recognition of Winter CIF Champions** – The Board of Education recognized the CIF Sac-Joaquin Section and CIF Sac-Joaquin Section Masters champions as follows:

<b>High School</b>	<b>Sport</b>	<b>Division</b>
Elk Grove HS	Wrestling	CIF Sac-Joaquin Section, Masters
Franklin HS	Women’s Soccer	CIF Sac-Joaquin Section, Division I
Monterey Trail HS	Wrestling	CIF Sac-Joaquin Section, Masters

**III. Resolutions**

- 1. Recognition of Day of the Teacher** – Motion No. 114, 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. 66, recognizing May 10, 2023, as Day of the Teacher in the Elk Grove Unified School District be adopted.
- 2. Asian Pacific American Heritage Month** – Motion No. 115, 2022-23, Motion by Mr. Yang, seconded by Ms. Jamerson and carried unanimously by an affirmative vote of all board members present that Resolution No. 73, designating May 2023 as Asian Pacific American Heritage Month be adopted.
- 3. Physical Fitness and Sports Month Resolution** – Motion No. 116, 2022-23, Motion by Mr. Forcina, seconded by Mr. Yang and carried unanimously by an affirmative vote of all board members present that Resolution No. 72, designating May 2023 as Physical Fitness and Sports Month be adopted.
- 4. National Foster Care Month** – Motion No. 117, 2022-23, Motion by Ms. Jamerson, seconded by Mr. Forcina and carried unanimously by an affirmative vote of all board members present that Resolution No. 70, recognizing May 2023 as National Foster Care Month be adopted.
- 5. National Mental Health Awareness Month** – Motion No. 118, 2022-23, Motion by Mr. Yang, seconded by Mr. Perez and carried unanimously by an affirmative vote of all board members present that Resolution No. 71, recognizing May 2023 as National Mental Health Awareness Month be adopted.

**IV. Student Expulsion/Involuntary Transfer Recommendations - None**

**V. Public Comment**

Gandy Reinsch spoke in support of librarians and elementary school teachers and thanked them for their hard work. Ms. Reinsch shared information about the Mom’s for Liberty conservative group.

Brian Rickel thanked Gandy Reinsch for her speaking up and thanked CPL director, Jennifer Wilbanks. Mr. Rickel expressed his concerns about the inequitable disparity of arts facilities and the funding between schools in the district.

Lisa Stanley and Lorreen Pryor shared their concerns about the disproportionate discipline rates and the continued mistreatment of black students and their families by district staff.

Elda Garcia, Melissa Genty, Emelina Mendoza, Richard Atkinson, Jane Garcia, Ron Owens, Moises Garcia, Laura Cortez, Charlotte Reiger, and Jacqueline Ortiz shared their concerns; the content of the approved sex education curriculum, curriculum approval process, the explicit

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materials available to students in their classrooms and school library, and the removal of explicit books was requested.

Sara Wingard, Amanda Scott, Marissa Bitcon, Emily Aubrey, Jess Carlson, Ryan Beldan shared the following; concerns over the banning of books, support for the Board approving the sex education curriculum, support of the protection of the LGBTQ community and suggestion was made for parents to speak to their children.

Heidi Moore shared her concerns about the approval process and criteria of sexually explicit books for schools. Ms. Moore read explicit excerpts from a book she deems inappropriate.

M. Marshal shared her concerns about a student not being suspended and allowed to return to class after calling her son a derogatory name. Ms. Marshal asked who can change the code for suspension if a student is called this word.

*Ms. Chaires Espinoza called for a break at 7:59 p.m. and called the meeting back to order at 8:11 p.m.*

## **VI. Consent Agenda – Action**

### *Public Comment:*

Heidi Moore shared concerns about Item No. 22 and questioned the remodeling of the Education Center when the bathrooms at her child's school aren't accessible.

Prior to the vote, Mr. Perez pulled items 23 and 28 for discussion/approval.

Motion No. 119, 2022-23, Motion by Mr. Forcina, seconded by Mr. Vargas and carried unanimously by an affirmative vote of all board members present that items 1 through 30, except for items 23 and 28, on the consent agenda be approved.

Motion No. 120, 2022-23, Motion by Mr. Forcina, seconded by Ms. Albiani and carried unanimously by an affirmative vote of all board members present that items 23 and 28 on the consent agenda be approved.

### **1. Approval of Board Policies** – Approved the updates made to the policies listed below:

- Board Policy 0410: Nondiscrimination in District Programs and Activities
- Board Policy 1312.1: Complaints Concerning District Employees
- Board Policy 1312.3: Uniform Complaint Procedures
- Board Policy 4030: Nondiscrimination in Employment
- Board Policy 4119.11: Sexual Harassment
- Board Policy 5145.18: Nondiscrimination/Harassment/Intimidation/Bullying
- Board Policy 5145.7: Sexual Harassment

### **2. Approval of Minutes** – Approved the minutes from the special board meeting that was held on January 24, 2023, and the regular board meetings that were held on February 7, 2023, and April 4, 2023.

### **3. Resolution Regarding Board Member Absence** – Approved Resolution No. 74, 2022-23, authorizing payment of the monthly compensation to Anthony Perez for a board meeting missed on April 4, 2023, due to illness.

### **4. Personnel Actions** – Approved personnel appointments, leaves of absence, rehires, probationary releases, promotions, resignations, retirements, and returns from reemployment lists as submitted.

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- 5. Williams Act Quarterly Report Notification** – Received the third quarter report on the Williams Act Uniform Complaint Procedure for the period of January 1, 2023, through March 31, 2023.
- 6. Approve the Education Code Option for Speech and Language Pathologists** – Approved the hiring of Speech Language Pathologist, Jason Jiun Wei Sek, in alignment with the Education Code Option request for Speech and Language Pathologists.
- 7. Approval of Budget Revisions** – Approved the budget revisions in accordance with 1<sup>st</sup> & 2<sup>nd</sup> Interim reports. These budget revisions reflect realignments of existing funds based on expenditure plans submitted to the Budget Office, establishment of new funds awarded to the district and action taken by the Board of Education.
- 8. Acceptance of Gifts** – Approved donations to the district’s schools/programs as submitted.
- 9. Warrant Register No. 9** – Approved Warrant Register No. 9 – Warrant Numbers 114638 - 116736, 438542 – 439691. All Funds: March 1, 2023, through March 31, 2023.
- 10. 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.
- 11. Approval of Purchase Order Encumbrance Modification History** – Approved contracts signed by authorized staff in accordance with Board Policy 3312 as submitted.
- 12. Approval of Purchase Order History** – Approved purchase orders for the weeks of March 1, 2023, through March 31, 2023.
- 13. Disposal of Obsolete/Surplus Property** – Authorized the disposal of various obsolete/surplus property as submitted. No income is anticipated to be receive by the district for these items. However, any income that is received will go into the General Fund.
- 14. Disposal of Various Obsolete/Surplus Property** – Authorized the Transportation department to surplus the following vehicles:  
Vehicle ID #: 452SEGHS, Year/Make: 1973 Datsun, VIN: HLS30137693  
License: 1391354, Mileage: 46135  
This vehicle is no longer useful to the automotive program.  
  
Vehicle ID #: 426PG, Year/Make: 2009 Ford, VIN: 1FDWX36R19EA12408  
License: 1316625, Mileage: 80560  
This vehicle needs the engine replaced and will cost significantly more than the vehicle is worth.
- 15. Approval to Purchase Educational School Supplies** – Approved the purchase of educational school supplies cooperatively.
- 16. Approval to Purchase Chemistry, Biology, Physics & Anatomy Instructional Supplies** – Approved the purchase of Chemistry, Biology, Physics & Anatomy Instructional Supplies cooperatively through an RFP secured by OMNIA Partners Region 4.
- 17. Approval to Purchase Chemistry, Biology, Physics and Anatomy Instructional Supplies** – Approved the purchase of chemistry, biology, physics, and anatomy instructional supplies cooperatively through an RFP secured by Omnia Partners Region 4 ESC.

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- 18. Approval to Award BID #759-22/23 – Renewable Propane** – Authorized the award of BID #759-22/23 – Renewable Propane. Contract to be awarded to: KAMPS PROPANE.
- 19. Approval to Extend Award of RFP #732-21/22 – Produce, Site to Site Delivery, Food and Nutrition Services** – Authorized the extension of award of RFP #732-21/22 with General Produce for the first year of an optional two-year extension.
- 20. Approval to Extend Award of Bid #730-21/22 – Paper Products, Food and Nutrition Services** – Approved to extend Bid #730-21/22 with each of the following vendors for the first year of an optional two-year extension; Danielsen, Daxwell, Mission Nutrition, P&R Paper, Plascon Packaging, Inc., Plastic Connections, Platinum Packaging, Sysco Sacramento, and Vision Industrial.
- 21. Approval to Extend Award of Bid #728-21/22 Bread & Hamburger Buns, Site-to-Site Delivery Food and Nutrition Services** – Authorized the extension of award of Bid #728-21/22 Bread & Hamburger Buns, Site-to-Site Delivery Food and Nutrition Services.
- 22. Robert L. Trigg Education Center Remodel Lease-Leaseback (LLB) Engagement** – Authorized administration to negotiate with F&H Construction, Inc. to perform the Robert L. Trigg Education Center Remodel project to determine a Guaranteed Maximum Price (GMP).
- 23. Expanded Learning Opportunities Program (ELOP) Lease-Leaseback (LLB) Agreement** - Approved a LLB Agreement with C.T. Brayton & Sons, Inc., for the Expanded Learning Opportunities Program (ELOP) Project (“Project”); and approved Guaranteed Maximum Price (GMP) of \$3,310,740.00 for the following campuses:
  - Arnold Adreani Elementary School
  - Florin Elementary School
  - Samuel Kennedy Elementary School
  - Barbara Comstock Morse Elementary
  - David Reese Elementary School
  - Sierra Enterprise Elementary School
  - Union House Elementary School
- 24. Charles E. Mack Elementary School, Hardcourt Playground Upgrade Award of Contract** – Approved the award of contract to Sierra Asphalt, Inc., the lowest responsible and responsive bid, for the total base bid of \$599,590.00.
- 25. Elk Grove High School, JV Baseball Backstop Replacement Acceptance and Notice of Completion** – Accepted the construction of the Elk Grove High School, JV Baseball Backstop Replacement project, and authorized the filing of the Notice of Completion.
- 26. James Rutter Middle School, Site Paving Award of Contract** – Approved the award of contract to Abide Builders for the total base bid of \$1,230,000.00.
- 27. Florin High School, Site Paving Award of Contract** – Approved the award of contract to All American Construction, Inc., for the total base bid of \$3,200,000.00.
- 28. Expanded Learning Opportunities Program (ELOP), Roofing Award of Contract** – Approved the award of contract to American Foam Experts for the total base bid of \$104,818.00.
- 29. Instructional Materials Adoption** – Approved the adoption of the following materials:  
**Basic**  
*Ways of the World: A Global History with Sources*, © 2023 by BFW Publishers; (AP World History, Grades 10-12) [This basic instructional material will be paid for using EGUSD Instructional Materials funds.]

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*CA Go Math Middle School Grade 7*, © 2015 by Houghton Mifflin Harcourt; (Mathematics 7 Newcomer EL, Grade 7) [This basic instructional material will be paid for using EGUSD Instructional Materials funds.]

*CA Go Math Middle School Grade 8*, © 2015 by Houghton Mifflin Harcourt; (Mathematics 8 Newcomer EL, Grade 7) [This basic instructional material will be paid for using EGUSD Instructional Materials funds.]

**30. New High School Courses** – Approved the adoption of the following new high school courses:

**IB Math Analysis and Approaches SL** (Mathematics, Grade 12) (one-year equivalent course, 10 credits) This course recognizes the need for analytical expertise in a world where innovation is increasingly dependent on a deep understanding of mathematics. This course includes topics that are traditionally part of the pre-university mathematics course and topics that are amenable to investigation or conjecture and proof. This course also places a focus on the practice of mathematical writing in preparation for the Mathematical Exploration, an officially assessed component of the student's IB Diploma coursework, in which students write a 12–20 page paper exploring an area of mathematical interest and relevance. This course is generally taken in the second year of a student's two-year IB Diploma Program. Pre-Requisite(s): IB Math Analysis and Approaches SL 1/Preparation Course with a grade of C or better. *Adopted Curricular: Math Analysis and Approaches SL, Book 2*

**IB Math Analysis and Approaches SL 1/Preparation Course** (Mathematics, Grades 11-12) (one-year equivalent course, 10 credits) This course recognizes the need for analytical expertise in a world where innovation is increasingly dependent on a deep understanding of mathematics. This course includes topics that are traditionally part of the pre-university mathematics course and topics that are amenable to investigation or conjecture and proof. This course also places a focus on the practice of mathematical writing in preparation for the Mathematical Exploration to be completed in IB Math Analysis and Approaches SL. This course is generally taken in the first year of a student's two-year IB Diploma Program coursework and is intended as a preparation year for students who will be enrolling in IB Math Analysis and Approaches SL. This EGUSD course is not recognized as an honors-level course by UC/CSU. It earns an EGUSD GPA enhancement but does NOT earn a GPA enhancement by UC/CSU. Pre-Requisite(s): Mathematics III with a grade of C or better. *Adopted Curricular: Math Analysis and Approaches SL, Book 2*

**IB Math Applications and Interpretation SL1/Preparation Course** (Mathematics, Grades 11-12) (one-year equivalent course, 10 credits) This course recognizes mathematic's and technology's increasing role in a diverse range of fields in a data-rich world. As such, it emphasizes the meaning of mathematics in context by focusing on topics that are often used as application/mathematical modeling. To give this understanding a firm base, this course also includes topics that are traditionally part of a pre-university mathematics course such as calculus and statistics. This course is generally taken in the first year of a student's two-year IB Diploma Program coursework. It is intended as a preparation year for students who will be enrolling in IB Math Application and Interpretations SL. This EGUSD course is not recognized as an honors-level course by UC/CSU. It earns an EGUSD GPA enhancement but does NOT earn a GPA enhancement by UC/CSU. Pre-Requisite(s): Mathematics II Honors with a grade of C or better. *Adopted Curricular: Math Applications and Interpretations SL, Book 2*

**IB Math Applications and Interpretation SL** (Mathematics, Grade 12) (one-year equivalent course, 10 credits) This course recognizes mathematics' and technology's increasing role in a diverse range of fields in a data-rich world. It emphasizes the meaning of mathematics in context

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by focusing on topics that are often used as applications or in mathematical modeling, including pre-university mathematics courses such as calculus and statistics. This course makes extensive use of technology to allow students to explore and construct mathematical models. This course also places a focus on the practice of mathematical writing, in preparation for the Mathematical Exploration, an officially assessed component of a student's IB Diploma coursework, in which students write an 8-12 page paper exploring an area of mathematical interest and relevance. This course is generally taken in the second year of a student's two-year IB Diploma Program. Pre-Requisite(s): IB Math Applications and Interpretation SL 1/Preparation Course with a grade of C or better. *Adopted Curricular: Math Applications and Interpretations SL, Book 2*

## VII. LCAP Update - None

## VIII. Race and Educational Equity - None

## IX. Budget Update - None

## X. Facilities Update - None

**XI. Bargaining Units** – Jeremiah Miller, Diane Campbell and Richard Padilla of AFSCME acknowledged the Board for taking time to listen to their members' struggles and stated that they are looking forward to their continued work with the District.

## XII. Reports

### 1. Special Education Services

#### *Public Comment:*

Brandon Morgan, Jencie Ferraro, Dustin Noble, and Courtney shared their thoughts about tonight's presentation and their appreciation for the work they accomplished with Anne Rigali and David Reilly. All are looking forward for the continued work and collaboration with the District.

Amanda Scott shared her concerns about the inequities her son has endured.

David Reilly provided the Board with an update on Special Education Services. The presentation entailed programmatic updates, parent and community connections and regional highlights.

Board members provided feedback and thanked David Reilly, Anne Rigali, Alicia Wilson, and Melissa Stoneman for the update.

## XIII. Public Hearing/Action Items

**1. Tentative Agreement Between Elk Grove Unified School District and American Federation of State, County, and Municipal Employees (AFSCME), Local 258, 2022-2023 and 2023-2024** – After the presentation, Ms. Chaires Espinoza opened the public hearing and there were not public comments related to this item. Ms. Chaires Espinoza then closed the public hearing.

Motion No. 121, 2022-23, Motion by Mr. Vargas, seconded by Mr. Perez and carried unanimously by an affirmative vote of all board members present that the tentative agreement between Elk Grove Unified School District and the American Federation of State, County, and Municipal Employees (AFSCME) Local 258 for the 2022-23 and 2023-24 school years be approved.

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**2. Tentative Agreement Between Elk Grove Unified School District and California School Employees Association (CSEA), Elk Grove Chapter #831, 2022-2023 and 2023-2024**

After the presentation, Ms. Chaires Espinoza opened the public hearing and there were not public comments related to this item. Ms. Chaires Espinoza then closed the public hearing.

Motion No. 122, 2022-23, Motion by Mr. Vargas, seconded by Ms. Jamerson and carried unanimously by an affirmative vote of all board members present that the tentative agreement between Elk Grove Unified School District and the California School Employees Association (CSEA), Elk Grove Chapter #831, for the 2022-23 and 2023-24 school years be approved.

**XIV. Discussion Items - None**

**XV. Action Items - None**

**XVI. 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.

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

**XVIII. Adjournment** – 10:24 p.m.

Submitted by Christopher R. Hoffman, Superintendent

Approved by:   
Nancy Chaires Espinoza, Board President