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Meeting ID: meet.google.com/hcw-nive-tck

Members of the public who wish to address the Board during the Board Meeting can email their name, phone number, and a description of their topic/questions to sfuson@eduhd.k12.ca.us.

A. INTRODUCTORY ITEMS

1. Call to order at 5:30 p.m., in the Union Mine High School Theater, 6530 Koki Lane, El Dorado, CA.

The Board will hear from anyone regarding items listed on the agenda for Closed Session.

The Board will adjourn this portion of Open Session and enter into Closed Session in the Administration Office to discuss the items listed on the **Closed Session Agenda** as follows. (GC 54957.7, 54954.5)

- a. Discuss actions for certificated and classified personnel listed in the consent agenda related to personnel action. (GC 54954.5, 54957)
- b. Public Employee: Discipline/Dismissal/Release/Reassignment/Resignation. (GC 22714; 44929; 44929.21; 44934; 44949; 44951; 44953; 44954; 44955; 45192; 44195; 87488)
- c. Conference with labor negotiators (agency negotiators for the Board are Assistant Superintendent Tony DeVille, Assistant Superintendent Christopher Moore and Assistant Superintendent Robert Whittenberg) to discuss with the Board represented employees: Discussion related to Proposals from Faculty Association. (GC 3547 {a})
- d. Conference with labor negotiators (agency negotiators for the Board are Assistant Superintendent Tony DeVille, Assistant Superintendent Christopher Moore and Assistant Superintendent Robert Whittenberg) to discuss with the Board represented employees: Discussion related to Proposals from CSEA. (GC 3547 {a})

** Any action will be taken in Open Session during the Student Services and Innovation section of the Board Meeting. All appropriate actions will be taken to preserve the confidentiality and legal rights to privacy of the students. (EC 35146, 48918[c]).*

The Board will reconvene in **Open Session** at 6:30 p.m. in the **Union Mine High School Theater** for the PUBLIC PORTION of the meeting. (GC 54953[a], 54953.3, 54953.5, 54953.6, 54954)

The length of time for this Board Meeting is an estimate only and is dependent on the amount of time spent on each Board Agenda item. The time at which a specific Board Agenda item is presented can be approximated, however, Board items may be moved at the Board's discretion.

2. Pledge of Allegiance.

3. Attendance.

4. Requests to Change the Agenda and Approval of Agenda.

5. Consent Agenda.

Routine items below have been explained in the Board Packet. The Administration has no further

presentations unless Board Members have questions. If a Board Member wishes to discuss further any item on the Consent Agenda, the item may be removed and discussed under the appropriate section of the agenda. The Administration recommends the Board act to approve the recommendations below:

1. Approval of Minutes of September 8, 2020 Board Meeting.
2. Approval of Commercial Warrants Report. (copy for viewing available at District Office)
3. Approval of Routine Certificated Personnel Action.
4. Approval of Routine Classified Personnel Action.
5. Review of Board Policies, Exhibit, and Administrative Regulations: BP 0510 - School Accountability Report Card; AR 1312.4 - Williams Uniform Complaint Procedures; BP/E 3555 - Nutrition Program Compliance (BP - Revise, E - New); AR 5145.3 - Nondiscrimination/Harassment; AR/BP 6020 - Parent Involvement; AR/BP 6115 - Ceremonies and Observances; AR/BP 6142.7 - Physical Education and Activity; AR/BP 6172.1 - Concurrent Enrollment in College Classes.
6. Approval/Ratification of Various Contracts. (9/2/2020 - 9/15/2020)
7. Budget Transfers. (9/1/2020 - 9/14/2020)
8. Monthly Report of Developer Fees Collected. (June 2020)
9. Permission to Dispose of Obsolete/Unusable Furniture, Equipment and Textbooks.
10. 2020 GASB 74/75 Actuarial Analysis of Retiree Health Benefits.
11. Career and Technical Education Advisory Committee Member List.
12. Donation of a Fire Truck and Firefighting Equipment to the CSROP Fire Technician Program.

B. RECOGNITION OF SPECIAL CONTRIBUTIONS AND ACHIEVEMENTS

1. Teaching and Learning.

C. ACKNOWLEDGMENT OF CORRESPONDENCE

Board Member(s) wishing to schedule a discussion about any correspondence are asked to inform the Board President or Superintendent so that time can be made available on this agenda or on another appropriate Board Meeting Agenda.

Correspondence addressed to the Board will be responded to by the Administration, as needed. However, if there are particular responses the Board wishes to stress, indicating those at this time would help the staff best represent those views.

D. INVITATION TO BARGAINING UNIT PRESIDENTS/DESIGNEES AND/OR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD (GC54954.3)

This item is placed on the agenda for the purpose of providing members of the public and Bargaining Unit representatives the opportunity to address the Board on any item of business that does not appear on the formal agenda.

Visitors wishing to speak to the Board about agenda items should request recognition from the Board President during the time that item will be discussed.

The Board reserves the right to establish a time limit on these discussions or to refer them to the next regular meeting for further deliberation.

The procedures by which to address the Board are posted in the meeting.

E. SUPERINTENDENT'S - ACTION/DISCUSSION ITEMS

1. COVID-19 Openings of School Update.
2. Approval of Schools in the El Dorado Union High School District to Move to Hybrid Instruction Effective 2nd Quarter 2020 as Conditions Warrant.
El Dorado County Public Health, in conjunction with the El Dorado County Office of Education, has notified the District that the County has sufficient COVID-19 testing resources to safely open in-person instruction for all students in the County by the last week of September 2020. Feeder elementary districts all anticipate to be in operation by this time and further understanding of any potential spread may be understood. It is also noted that any parent or guardian has the opportunity to select full-time distance learning for their respective student(s).

Therefore, the Administration recommends that the Board of Trustees take action to approve the District Re-Entry Plans for in-person instruction effective 2nd Quarter as conditions warrant. This decision is made with an abundance of caution and consistent with guidance from County, State and Federal Guidelines for re-opening schools. The Board hereby delegates the Superintendent the authority to re-open schools to in-person learning under the conditions set forth in this motion.

3. Cenergistic Annual Update.

F. EDUCATIONAL SERVICES - ACTION/DISCUSSION ITEMS

1. Williams Act. (Instructional Materials Survey)
Education Code Section 60119 requires that local Governing Boards hold an annual public hearing and adopt a resolution stating whether each pupil in the LEA has sufficient textbooks or instructional materials in English/language arts, mathematics, science, and history-social science aligned to content standards and consistent with the content and cycles of the curriculum framework adopted by the SBE. The Governing Board must also make a written determination as to whether each pupil enrolled in health and foreign language classes has sufficient textbooks or instructional materials, and determine the availability of science laboratory equipment for high school science laboratory classes.

The Administration recommends that the Board of Trustees:

(1) Conduct a public hearing to determine whether each pupil in each school in the District has, or will have prior to the end of the eighth week of school, sufficient standards-aligned textbooks or instructional materials, or both, in each subject that are aligned to the academic content standards and are consistent with the cycles and content of the curriculum frameworks adopted by the state board:

- i. Mathematics
- ii. Science
- iii. History-Social Science
- iv. English/Language Arts, including the English language development component of an adopted program

(2) As part of the hearing the Governing Board shall make a written determination as to whether each pupil enrolled in a foreign language or health course has sufficient textbooks or instructional materials that are consistent with the content and cycles of the curriculum frameworks adopted by the State Board for those subjects. The Governing Board also shall

determine the availability of laboratory science equipment as applicable to science laboratory courses offered in grades nine to twelve, inclusive.

(3) Approve Resolution #2020/2021-05.

2. Approval of the El Dorado Union High School District Learning Continuity Plan. The Learning Continuity Plan template memorializes the planning process already underway for the 2020–21 school year and includes descriptions of the following: addressing gaps in learning; conducting meaningful stakeholder engagement; maintaining transparency; addressing the needs of unduplicated pupils, students with unique needs, and students experiencing homelessness; providing access to necessary devices and connectivity for distance learning; providing resources and supports to address student and staff mental health and social emotional well-being; and continuing to provide school meals for students.

The El Dorado Union High School District Governing Board/body shall adopt the Learning Continuity Plan by September 30, 2020 in a public meeting.

Not later than five days after the local Governing Board adopts the Learning Continuity Plan, a school district must file the Plan with its County Superintendent of Schools, and a County Office of Education (COE) must submit its Plan to the State Superintendent of Public Instruction (SSPI) (reviewing authorities).

The Administration recommends the Board of Trustees approve the The El Dorado Union High School District Learning Continuity Plan.

3. Approval of the El Dorado Union High School District Virtual Academy Learning Continuity Plan. The Learning Continuity Plan template memorializes the planning process already underway for the 2020–21 school year and includes descriptions of the following: addressing gaps in learning; conducting meaningful stakeholder engagement; maintaining transparency; addressing the needs of unduplicated pupils, students with unique needs, and students experiencing homelessness; providing access to necessary devices and connectivity for distance learning; providing resources and supports to address student and staff mental health and social emotional well-being; and continuing to provide school meals for students.

Consistent with reporting requirements, a charter school shall submit its Learning Continuity Plan to its chartering authority and the COE. The El Dorado Union High School District Governing Board/body shall adopt the Learning Continuity Plan by September 30, 2020 in a public meeting.

The Administration recommends the Board of Trustees approve the El Dorado Union High School District Virtual Academy Learning Continuity Plan.

G. BUSINESS SERVICES - ACTION/DISCUSSION ITEMS

1. Resolution of the Board of Trustees of the El Dorado Union High School District Authorizing the Execution and Delivery of a Ground Lease, a Lease Agreement, a Trust Agreement, an Escrow Agreement, a Certificate Purchase Agreement and a Continuing Disclosure Certificate with Respect to the Execution and Delivery of El Dorado Union High School District Refunding Certificates of Participation Authorizing the Execution and Delivery of Such Refunding Certificates Evidencing Principal in an Aggregate Amount of Not to Exceed \$9,000,000, Authorizing the Distribution of an Official Statement in Connection Therewith and Authorizing the Execution of Necessary Documents and Certificates and Related Actions.
In order to redeem all of the outstanding El Dorado Union High School District (El Dorado County, California) 2009 Refunding Certificates of Participation (the “Prior Certificates”) at better interest rates, the District proposes executing and delivering the El Dorado Union High School District Refunding Certificates of

Participation, Series 2020 (Federally Taxable) (the “Certificates”). The proceeds of the Certificates will be used to (i) redeem the Prior Certificates and (ii) pay the costs incurred in connection with the execution and delivery of the Certificates.

The proposed transaction is structured as a lease between the District and the El Dorado Union High School District Financing Corporation (the “Corporation”). The District expects to lease certain land and improvements, consisting of the Union Mine High School site, to the Corporation pursuant to the Ground Lease, and to sublease the facilities back for continued use by the District, pursuant to the Lease Agreement. The obligation to pay rent each year under the Lease Agreement will be evidenced by the Certificates, and the Certificates will be sold to investors.

The District has engaged Fieldman, Rolapp & Associates, Inc. to perform financial services in connection with the delivery of the Certificates and certain other financial matters. The Certificates are to be purchased by Raymond James & Associates, Inc., the Underwriter selected by the District. The District will be represented by Orrick, Herrington & Sutcliffe LLP as special counsel and disclosure counsel, and by Kronick, Moskovitz, Tiedemann & Girard as counsel to the District.

Financial Impact:

By executing and delivering the Certificates and redeeming the Prior Certificates, the District will reduce its interest payments and lower its overall debt service on an ongoing General Fund obligation.

Recommendation:

It is recommended that the Board of Trustees approve the attached resolution and authorize staff to take the necessary steps to complete the financing.

The proposed Resolution approves a not to exceed amount of \$9,000,000 in aggregate principal for the Certificates. The Resolution also approves the draft forms of legal documents necessary for this transaction, including:

1. Ground Lease
 2. Lease Agreement
 3. Trust Agreement
 4. Certificate Purchase Agreement
 5. Escrow Agreement
 6. Continuing Disclosure Certificate
 7. Preliminary Official Statement
2. A Resolution of the Board of Trustees of the El Dorado Union High School District Authorizing the Sale and Issuance of Not to Exceed \$23,000,000 Aggregate Principal Amount of General Obligation Refunding Bonds, in One or More Series, Approving the Forms of and Authorizing the Execution and Delivery of One or More Escrow Agreements, Bond Purchase Agreements and Continuing Disclosure Certificates, Approving the Form, and Authorizing a Method for Review and Approval by Members of Said Board, of One or More Official Statements, and Authorizing the Execution of Necessary Documents and Certificates and Related Actions in Connection Therewith.
- The Board of Trustees is requested to approve the above-referenced resolution authorizing the issuance of not to exceed \$23,000,000 of refunding bonds (the “Refunding Bonds”) (i) to refund all or a portion of the District’s outstanding General Obligation Bonds, Election of 2008, Series 2012 (the “Prior Bonds”) and (ii) to pay costs of issuance of the Refunding Bonds.

This refunding is expected to generate savings for the District’s taxpayers. This refunding will reduce aggregate property taxes and will not increase the terms of the outstanding Prior Bonds. Staff wishes to proceed with the refunding.

The Refunding Bonds will be sold and issued by the District. Fieldman, Rolapp & Associates, Inc. will serve as the municipal advisor for the transaction, and Orrick, Herrington & Sutcliffe LLP will serve as bond counsel and disclosure counsel. Raymond James & Associates, Inc. will serve as the underwriter.

The Board of Trustees is requested to approve the above-referenced resolution authorizing the issuance of the Refunding Bonds and the refunding of the outstanding Prior Bonds and approve various documents and actions, as follows:

1. **Resolution.** The resolution authorizes the issuance of the Refunding Bonds and establishes parameters for the terms thereof, approves the forms of and authorizes the execution and delivery of the financing documents (including the Bond Purchase Agreement, the Escrow Agreement and the Continuing Disclosure Certificate), approves the form of and authorizes the distribution of the official statement (in preliminary and final form), and sets forth the security provisions for the Refunding Bonds and the covenants of the District to bond owners.

2. **Bond Purchase Agreement.** The Bond Purchase Agreement will specify the purchase price of the Refunding Bonds to be paid by the underwriter, the interest rates, maturity dates and principal amounts of each maturity of the Refunding Bonds, the date, time and place of the closing of the Refunding Bond issue, the allocation of the expenses incurred in connection with the Refunding Bond issue, the parties' representations to and agreements with each other and the conditions which the District must satisfy before the underwriter becomes obligated to purchase the Refunding Bonds.

3. **Escrow Agreement.** The Escrow Agreement sets forth the terms for the refunding of the outstanding Prior Bonds to be refunded, including the deposit and investment of moneys to be held by the escrow bank and the terms for paying the Prior Bonds prior to the redemption date or through maturity, as applicable, and redeeming the Prior Bonds that are callable early on the redemption date.

4. **Continuing Disclosure Certificate.** Federal securities laws indirectly require districts to disclose and annually update certain financial and operating information relevant to the security and repayment of bonds. The Continuing Disclosure Certificate contains the undertakings of the District to provide the ongoing disclosure in the form of annual reports and event notices.

5. **Official Statement.** The Official Statement (in its preliminary and final form) is used to provide information to investors and prospective investors about the District and the Refunding Bonds. The Refunding Bonds constitute securities for purposes of state and federal securities laws and, therefore, the offering and sale of the Refunding Bonds through the Official Statement is subject to certain provisions of such laws, including, importantly, the anti-fraud laws. The Official Statement sets forth information about the terms of the Refunding Bonds, the security for the Refunding Bonds, the sources and uses of the proceeds of the Refunding Bonds, the District and the tax base of the District, and the documents under which the Refunding Bonds are issued.

Budget Implications:

The Refunding Bonds will be paid from taxes on property within the District levied and collected by the County of El Dorado.

Recommendation:

It is recommended that the Board of Trustees approve the attached resolution and authorize staff to take the necessary steps to complete the refunding.

H. STUDENT SERVICES AND INNOVATION – ACTION/DISCUSSION ITEMS

I. HUMAN RESOURCES – ACTION/DISCUSSION ITEMS

J. STUDENT SUCCESS – ACTION/DISCUSSION ITEMS

K. OTHER – ACTION/DISCUSSION ITEMS

L. ANNOUNCEMENTS BY BOARD AND CABINET, IF NEEDED

Announcements and topics of interest reported by Board Members/Cabinet and timeline of items for future Board Meetings, including legislative updates, work of the County Board of Education, etc. This item appears on each Board Agenda to allow Board Members and Cabinet the opportunity to discuss topics of concern that are not specifically on the agenda. The following guidelines for these discussions are advised:

- a. The amount of time scheduled for this agenda item should not exceed 15 minutes.*
- b. Concerns related to negotiations, confidential personnel items, and topics involving possible litigation should not be discussed under this agenda item.*
- c. Concerns brought forth cannot be acted upon formally at this time. The staff may be requested to place topics on an agenda for future Board Meetings. Research about Board interests or concerns will be done only by majority vote of the Board.*

M. CLOSED SESSION (if needed)

N. OPEN SESSION

- 1. Report closed session action. (GC54957.1)

O. ADJOURNMENT

Agenda documents are available for public inspection no less than 72 hours before each Board Meeting at the Superintendent's Office located at 4675 Missouri Flat Road, Placerville. Members of the public interested in viewing these documents may set a time with the Superintendent's Office by calling (530) 622-5081, ext. 7225.

Individuals who require special accommodation (American Sign Language Interpreter, accessible seating, documentation in accessible formats, etc.) should contact ADA Coordinator Pam Bartlett at least 2 days before the meeting date.

NEXT BOARD MEETING:

October 13, 2020

UMHS Theater, Join by Phone or Google Meet