

ADOPTED MINUTES
El Dorado Union High School District
BOARD OF TRUSTEES
Regular Board Meeting
September 25, 2018

Submit to
Board _____

A. INTRODUCTORY ITEMS

1. Call to Order

This meeting of the Board of Trustees was called to order at 5:30 p.m. by Board President Lori Veerkamp in the El Dorado Union High School District Office Boardroom.

As there were no requests to address the Board, the Board entered Closed Session to discuss the following items:

- a. Conference with Legal Counsel-Existing Litigation: (Paragraph (1) of Subdivision (d) of Government Code 54956.9)
- b. Discuss actions for certificated and classified personnel listed in the consent agenda related to personnel action. (GC 54954.5, 54957)
- c. Public Employee: Discipline/Dismissal/Release/Reassignment/Resignation. (GC 22714; 44929; 44929.21; 44934; 44949; 44951; 44953; 44954; 44955; 45192; 44195; 87488)
- d. Discussion of Administrative Regulations: AR 4419.3-07 and AR 4419.3-08.
- e. Conference with labor negotiators (agency negotiators for the Board are Asst. Superintendent Chris Moore and Asst. Superintendent Bob Whittenberg) to discuss with the Board represented employees: Discussion related to Initial Proposals form Faculty Association. (GC 3547)
- f. Discuss hearing panel recommendations regarding potential order(s) to expel two students. *
- g. Pursuant Government Code Section 54956.9: Discussion of potential litigation - 1 case.

** Any action will be taken in public session during the Student Services section of the public portion 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 reconvened Open Session at 6:49 p.m. in the District Office Boardroom.

2. Pledge of Allegiance was led by Mr. Kevin Brown.

3. Attendance

Board Members
Lori M. Veerkamp
David J. Del Rio
Kevin W. Brown
Tim M. Cary
Todd R. White

D.O. Staff
Ron Carruth, Superintendent/Secretary to the Board
Chris Moore, Assistant Superintendent
Tony DeVile, Assistant Superintendent
Bob Whittenberg, Assistant Superintendent
Pam Bartlett, Director
Serena Fuson, Executive Assistant to the Superintendent

Student Board Member
Autumn Fowler-Vogel

Association Representatives
Teri Lillywhite
Jina Jumper

4. Requests to change the agenda and approval of agenda.

Mr. White moved to approve the agenda. Mr. Del Rio seconded. Motion carried (5-0).

Brown: Aye

Cary: Aye

Del Rio: Aye

Veerkamp: Aye

White: Aye

5. Consent Agenda

Mr. Brown moved to approve the consent agenda with an amendment to item 5c reflecting the personnel addendum that was distributed to members of the audience. Mr. Cary seconded. Motion carried (5-0).

Brown: Aye

Cary: Aye

Del Rio: Aye

Veerkamp: Aye

White: Aye

Mr. Cary moved to approve item 5c. Mr. Del Rio seconded. Motion carried (4-0-1).

Brown: Abstained

Cary: Aye

Del Rio: Aye

Veerkamp: Aye

White: Aye

- a. Approval of Minutes of September 11, 2018 Board Meeting.
- b. Approval of Commercial Warrants Report.
- c. Approval of Routine Certificated Personnel Action.
- d. Approval of Routine Classified Personnel Action.
- e. Approval/Ratification of Various Contracts 9/4/18 - 9/17/18.
- f. Monthly Report of Developer Fees Collected.
- g. Permission to Dispose of Obsolete/Unusable Furniture, Equipment and Textbooks.
- h. Progress Report Implementing The District Facilities Master Plan.
- i. Approval of Administrative Regulation 4319.3-40.
- j. Proposed 2018/19 El Dorado Union High School District's Career and Technical Education Advisory Committee Member List.
- k. Approval for Oak Ridge High School Girls JV Basketball Team to Participate in an Overnight Instructional Trip: Clovis West JV Basketball Tournament, Clovis, CA, November 29 - December 1, 2018.
- l. Operational Agreement for Friday Night Live Program.
- m. Approval for Oak Ridge High School Girls Varsity Basketball Team to Participate in an Overnight Instructional Trip: Clovis West Varsity Basketball Tournament, Clovis, CA, November 29 - December 1, 2018.
- n. Approval for the Oak Ridge High School Girls Varsity Basketball Team to Participate in an Overnight Instructional Trip: So Cal Holiday Prep Classic, San Diego, CA, December 26-29, 2018.
- o. Approval for Ponderosa High School Water Polo Team to Participate in an Overnight Instructional Trip: M. Water Polo Tour, San Luis, Obispo, CA, September 28-29, 2018.

B. RECOGNITION OF SPECIAL CONTRIBUTIONS AND ACHIEVEMENTS

There were no recognitions this evening.

C. ACKNOWLEDGMENT OF CORRESPONDENCE

No correspondence was received for acknowledgement.

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

1. Ms. Teri Lillywhite shared that members of CSEA are looking forward to negotiations to begin in mid-November.
2. Ms. Jina Jumper shared that members of the Faculty Association are looking forward to opening negotiations. She thanked Mr. Whittenberg and Mr. Moore for their work on student and staff safety and announced that the association along with classified will be conducting interview conversations tomorrow with the candidates for the Board of Trustees.

3. Marcie Brown stated that CTA is hosting a training for all teachers in the County. They held their first one last month and their second training will be at Oak Ridge High School next week in the theater. Training will continue once a month throughout the rest of the year.

E. SUPERINTENDENT'S COMMENTS

1. Consideration To Enter Into Negotiations With Solar Contractor.

Superintendent Carruth shared that the El Dorado Union High School District has received proposals from multiple solar contractors for the purpose of entering into an agreement for solar construction. He introduced Mr. Russel Driver, Principal of ARC Alternatives, who reviewed the RFP process and proposal evaluations.

Mr. Driver thanked the Solar Interview Committee including Board Members Mr. Del Rio and Mr. Brown, Superintendent Carruth, Mr. Whittenberg and Mr. Augino for their time and patience. He reviewed the background of the project as well as a summary of the process and where the District stands in a preliminary sense between the final proposals by Borrego, GE, and Engie. After interviews, the top three applicants were evaluated on their solar experience, team, approach, cost, as well as on risk management. He shared that although GE had the lowest price, they had less experience doing projects in a school environment which leads to possible risk management issues. After interviews and evaluation, he shared that it was a consensus from the committee that Engie ranked slightly higher than Borrego as their team has great experience, they have experience with soil here locally, and their team stated that they would take responsibility for all project risks related to the foundations, driving piers, and underground work (with the exception of asbestos abatement at Oak Ridge High School).

Mr. Driver shared a chart comparing the costs and benefits with a PPA approach including the PPA rate, total estimated PPA expenses, cash purchase price including O&M, and savings and benefits for each of the shortlisted proposers over a 25 year period. At this time, the PPA option looks to result in more savings for the District; however, the District's Financial Advisor, Government Financial Strategies, is drafting a financing plan for the purchase option based on bids received. This will allow an equivalent comparison of project benefits and a final recommendation of whether to purchase the system or enter into a PPA. After reviewing the scoring criteria and weighting defined in the RFP, Engie scores higher on qualifications, experience, approach, and financial strength; Borrego has an edge on Economics.

Mr. Cary inquired about what happens at year 26. Mr. Driver responded that under a PPA, the District has the option of purchasing the system or the vendor has to move the system and restore the site to its original condition. Additional options will be included in the contract to purchase the system in earlier years. Engie also offers a 30 year PPA option which would drop the PPA price and change the financial dynamics.

Mr. Driver shared that they are seeking guidance from the Board to finalize the recommendation. The next steps are to receive input, update the economic analysis and project cash flow based on the selected vendor and financing options, negotiate a contract, and return to the Board of Trustees.

Mr. Del Rio thanked Mr. Driver and Mr. Kalinic for educating him on the process for solar. It was a process that he really enjoyed. Their committee reviewed over 2,700 pages of paper in the proposals and the top three candidates were ranked unanimously by the Solar Interview Committee. Mr. Del Rio stated that Engie is the team that he would select. They came with a fantastic team that was well-prepared and brought both of their main sub-contractors in and represented their company very well. They will do the work right and will save the District money.

Mr. Brown agreed with Mr. Del Rio that it is a new process as Board Members and it's a big decision. Mr. Driver has been extremely helpful. Mr. Brown shared that he did enjoy both presentations by Borrego and Engie. At the meeting, there was a maximum of \$300,000 set by Engie to take care of any additional costs on the project. He asked if that cap has now been

removed. Mr. Driver confirmed that the team from Engie in a written response agreed to cover all drilling and boring coverages without a cap. Mr. Brown stated that this is very important for the District. The Engie team that came to speak was bigger and more prepared. He likes the fact that we will have a contractor that has just completed a project and they have a confidence level that they know what they are getting into. He agrees with Mr. Del Rio on every aspect that they were the most prepared and he would vote them the most trusted team.

Superintendent Carruth shared that he felt very similar. Engie brought their entire team and are experienced with this type of work. Engie understands the mitigation of risk. They brought a larger package that you would expect from a world-class company.

Mr. Whittenberg thanked Mr. Driver for walking the committee through the process and thanked Board Members Mr. Del Rio and Mr. Brown for serving on the committee. He stated that Engie delivered the most cohesive presentation and would like to partner with them.

Superintendent Carruth shared that if the Board of Trustees feels comfortable making a motion to finalize their proposal, we would then enter into contract negotiations that would be brought back to the Board of Trustees for their consideration at the October 23rd Board Meeting.

Mr. Cary shared that Borrego is telling us that risks are not an “if,” it’s a “when.” We just don’t know the size of the “when.” He’d much rather be given a known price that he can count on and guaranteed to move forward. Mr. Cary shared that he is strongly in favor of Engie.

Ms. Autumn Fowler-Vogel shared that Engie is also her top company and she thanked their team for being at the meeting tonight.

Mr. Brown moved that the Board of Trustees enter into negotiations for the contract with Engie for solar for the El Dorado Union High School District. Mr. Del Rio seconded. Motion carried (5-0).

Brown: Aye

Cary: Aye

Del Rio: Aye

Veerkamp: Aye

White: Aye

Mr. Dallas Sweeney addressed the Board with his concern on the placement of the solar structures. Mr. Del Rio stated that the Board has addressed this concern.

Ms. Veerkamp thanked Mr. Brown and Mr. Del Rio for serving on the committee and for their valuable input. It’s helpful to everyone to hear what they took from this process. Additionally, she shared that she met team members from Engie at a recent CSBA Conference and they were very professional and approachable.

F. EDUCATIONAL SERVICES – ACTION/DISCUSSION ITEMS

1. Williams Act (Instructional Materials Survey).

Assistant Superintendent Chris Moore presented this item, advising that per Education Code Section 60119 the local governing board is required to 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.

Mr. Moore explained the process the District follows to ensure compliance in this matter. Each spring the sites provide the number of growth textbooks needed based on section enrollments and newly approved courses. Textbooks and instructional materials are ordered in time for the start of school in August. In addition to print materials, the District provides online editions and many supplemental resources. Mr. Moore advised that all sites have reported having sufficient textbooks and instructional materials in all the aforementioned classes.

A recommendation was presented for the Board of Trustees to:

- (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) Make a written determination, as part of the public hearing, 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, and determine the availability of laboratory science equipment as applicable to science laboratory courses offered in grades nine to twelve, inclusive.
- (3) Approve Resolution #2018-2019-4.

Ms. Veerkemp opened a public hearing for comments on this matter. There being no comments, the hearing was closed. In absence of any comments from Board members, Mr. White moved to approve resolution 2018-2019-4 stating that 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, and that each pupil enrolled in health and foreign language classes has sufficient textbooks or instructional materials, and the availability of science laboratory equipment for high school science laboratory classes. Mr. Cary seconded. The motion carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Veerkamp: Aye
White: Aye

G. BUSINESS SERVICES – ACTION/DISCUSSION ITEMS

There were no action/discussion items under this session.

H. STUDENT SERVICES – ACTION/DISCUSSION ITEMS

1. Consideration of Student Disciplinary Matters Relating to Expulsions and/or Readmissions.
 The Board of Trustees hereby adopts the Finding of Facts, Conclusions and Order of the Hearing Panel regarding the expulsion of Students # 18-1 and #18-2.

Mr. White moved to approve the expulsion of Students # 18-1 and #18-2. Mr. Brown seconded. Motion unanimously carried (5-0).

Brown: Aye

Cary: Aye
Del Rio: Aye
Veerkamp: Aye
White: Aye

I. HUMAN RESOURCES – ACTION/DISCUSSION ITEMS

1. Proposal From The California School Employees Association (CSEA) And The District Regarding Negotiations For 2018-2019 And Public Hearing.

Assistant Superintendent Tony DeVille shared that Article 8, Section 3547(a) of the Government Code provides that all initial proposals of exclusive representatives relating to matters within the scope of representation shall be presented at a public meeting and shall be public records, and that meeting and negotiations shall not be done until the public has become informed and has had the opportunity to express itself at a public meeting.

Within the context of this Code, the Board of Trustees receives the proposal from the CSEA and District to begin the process of negotiations for the 2018-2019 school year.

Automatic Openers:
 Article 7 Compensation
 Article 10 Insurance Protection

In addition, the CSEA would like to open:
 Article 9 Transportation Working Conditions
 Article 14 Leaves
 Article 15 Transfers and Promotions

The District team would like to open:
 Article 11 Other Post Employment Benefits
 Article 15 Transfers and Promotions

Ms. Veerkamp opened a public hearing for comments on this matter. There being no comments, the hearing was closed.

Mr. Brown moved to approve the Proposal from the California School Employees Association (CSEA) And The District Regarding Negotiations For 2018-2019 And Public Hearing. Mr. Del Rio seconded. Motion unanimously carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Veerkamp: Aye
White: Aye

J. OTHER – ACTION/DISCUSSION ITEMS.

1. Approval of Vision 2022.

Superintendent Carruth shared that the Administration recommends that the Board of Trustees approve Vision 2022.

Mr. Del Rio moved to approve Vision 2022. Mr. Brown seconded. Motion unanimously carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Veerkamp: Aye
White: Aye

K. ANNOUNCEMENTS BY BOARD AND CABINET, IF NEEDED

Announcements and topics of interest reported by board members/cabinet and time line of items for future board meetings.

Mr. DeVille:

- Mr. DeVille shared that he is excited to start negotiations with the Faculty Association. They have scheduled October 8, October 22, November 9, and December 6 to meet. Additionally, they will be meeting with CSEA tomorrow.

Ms. Bartlett:

- Ms. Bartlett thanked Ms. Fuson on her efforts on going green for future Board Meetings by utilizing AgendaOnline. She also thanked Education Specialists, Ms. Cassie Barton and Mr. Howard Jencks from Ponderosa High School, who have been working as Department Chairs for the Special Education Department. They have done a lot of great work. They have now decided to step down and Mr. Greg Thompson will be taking over for them. Additionally, all Educational Specialists attended a teacher academy training with SELPA. This upcoming Monday, they are kicking off their monthly paraprofessional professional development opportunities. Ms. Bartlett thanked Mr. Whittenberg for his work with the nurses and for ensuring the safety of our staff and students. She also thanked Ms. Kelly Parker, Ms. Judy Prescott, Ms. Lorraine Hartman, and Ms. Kari Buhman for working as a collaborative team. She wanted to thank her fellow Cabinet Members for their hard work, for their friendship, and their valued partnership. Lastly, she thanked Ms. Tara Grudin, Mr. Jeremy Hunt, Ms. Lindsey Kovach, and Ms. Kim Doyle, the Assistant Principals who oversee Special Education, for their leadership at the sites.

Mr. Moore:

- Mr. Moore stated that Oak Ridge student, Tiffany Wong, raised support for mental health training for staff and he wanted to share that they just finished the training. The training was held at the El Dorado Hills Community Services District at no charge and there were a total of 50 participants. They staggered the training out over two Mondays. The first part of training discussed the understanding of mental health issues and the second portion reviewed how to talk to young people who are going through difficulty. He really enjoyed the training. He also gave a shout out to Ms. Teri Lillywhite for getting the Dental Program approved on time which is a huge benefit for our students.

Ms. Fuson:

- Ms. Fuson thanked the Board of Trustees and Cabinet Members for utilizing AgendaOnline for tonight's Board Meeting as well as for future Board Meetings. The program will save the District money and is another great opportunity to go green.

Superintendent Carruth:

- Superintendent Carruth shared that he is approaching 90 days in his new position and he is making progress every day. He had an opportunity to visit Ponderosa, El Dorado, and the Virtual Academy to speak to the staff about aspirations for the District as well as new legislation. He will also visit Oak Ridge, Union Mine, and Independence to talk to their staff about the same topics. Superintendent Carruth shared that he is excited about moving forward and building on the successes that are already in place.

Ms. Fowler-Vogel:

- Ms. Fowler-Vogel shared that she is very excited about the solar project and that it is going to be very beneficial to our District. Additionally, she is in the process of communicating with all of the leadership representatives from each of the sites so that she can ensure they are properly represented at the Board Meetings.

Mr. Brown:

- Mr. Brown stated that he enjoyed working on the solar process and appreciated the team's input. In the interviews, the committee could see that Engie's team was excited to be there and their team brought confidence to the group. Mr. Brown shared that this is a great day for the El Dorado Union High School District as their team has made a great decision. Additionally, he is looking forward to Thursday morning as he will be going golfing with thirteen of his best friends for a few days, including Mr. Del Rio.

Mr. White:

- Mr. White shared that he appreciates everyone's hard work on the solar project and apologized for not being in open session the last two meetings. He stated that it is good to see that there is a group of people moving in a positive direction as the Ponderosa FFA Advisory Committee Meetings are back in order. He stated that he and Mr. Dallas Sweeney are switching roles. Mr. Sweeney used to be the Chairman of the Republican Party and now Mr. White is the Chairman of the Republican Party. Mr. White shared that he did get to meet with Mr. John Cox last week and he has some great ideas for education. Mr. White thanked everyone in the room and shared that he is going to miss each and every one of them. It is surprising how quickly 8 years went by.

Mr. Cary:

- Mr. Cary shared that he is looking forward to meeting with parents, teachers, and students tomorrow and he is anxiously awaiting new ADA for California Public Schools. He is also pleased that we are moving forward with solar and thanked the committee for their hard work. Additionally, his Board of Trustees election signs are now up.

Mr. Del Rio:

- Mr. Del Rio stated that after meeting for approximately 10-12 hours on the solar project, he is really looking forward to the weekend. His family is now settling down and he is looking forward to having some fun golfing.

Ms. Veerkamp:

- Ms. Veerkamp thanked everyone for being here. She recently attended two fundraisers in the last couple of weeks. One is Windows to my Soul and the second was the Serrano Golf Tournament. She hadn't played in 6 months and won closest to the hole for women and placed third for team. She won a small beer stein which will be great for iced tea. She thanked everyone for all of their hard work.

L. CLOSED SESSION

This session was not needed.

M. OPEN SESSION

This session was not needed.

N. ADJOURNMENT:

There being no further business, Ms. Veerkamp adjourned the meeting at 7:55 p.m.

Ron Carruth
Secretary to the Board of Trustees