

ADOPTED MINUTES
El Dorado Union High School District
BOARD OF TRUSTEES
Regular Board Meeting
December 17, 2019

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 Timothy Cary in the El Dorado Union High School District Office Board Room.

The meeting was opened for public comment on Closed Session agenda items. There being no public comments, Mr. Cary closed this portion of the meeting and the Board adjourned to the Superintendent's Office for Closed Session discussion on the following agenda items (GC 54957.7, 54954.5):

- a. Discuss hearing panel recommendations regarding potential orders to expel one student. *
- b. Consider approval of one stipulation for expulsion. *
- c. Consider two student petitions for readmission into the El Dorado Union High School District. *
- d. Discuss actions for certificated and classified personnel listed in the consent agenda related to personnel action. (GC 54954.5, 54957)
- e. Public Employee: Discipline/Dismissal/Release/Reassignment/Resignation (GC 22714; 44929; 44929.21; 44934; 44949; 44951; 44953; 44954; 44955; 45192; 44195; 87488)
- f. Conference with labor negotiators (agency negotiators for the Board are Asst. Superintendent Tony DeVille, Asst. Superintendent Chris Moore and Asst. Superintendent Robert Whittenberg) to discuss with the Board represented employees: Discussion related to Proposals from Faculty Association. (GC 3547 {a})
- g. Acquisition/Negotiation of District Property. (EC 17211)
- h. Anticipated Litigation - Public Nuisance - 1 Case.

** Any action will be taken in public session during the Student Services and Innovation 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 Board Room.

2. Pledge of Allegiance was led by Mrs. Jessica Rodgers.

3. Attendance

Board Members

Timothy M. Cary
Kevin W. Brown
David J. Del Rio
Jessica K. Rodgers
Lori M. Veerkamp

D.O. Staff

Ron Carruth, Superintendent/Secretary to the Board
Chris Moore, Assistant Superintendent
Tony DeVille, Assistant Superintendent
Robert Whittenberg, Assistant Superintendent
Pam Bartlett, Senior Director
Chuck Palmer, Senior Director
Serena Fuson, Executive Assistant to the Superintendent

Association Representatives

Eric Larsen

4. Requests to change the agenda and approval of agenda.
Mrs. Veerkamp moved to approve the agenda as presented. Mrs. Rodgers seconded. Motion carried (5-0).
Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye

 5. Consent Agenda
Mrs. Veerkamp moved to pull item 5.11. for further discussion and to approve the remaining consent agenda items. Mr. Del Rio seconded. Motion carried (5-0).
Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye
1. Approval of Minutes of November 12, 2019 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. Donations Received.
 6. Review of Board Policies and Administrative Regulations: AR/BP 0460 Local Control and Accountability Plan; BP 0520 Intervention for Underperforming Schools; BP 0520.1 Comprehensive and Targeted Support and Improvement; BP 1431 Waivers; BP 5123 Promotion/Acceleration/Retention; AR 5116.2 Administrative Intradistrict Voluntary Transfer - Comprehensive Sites; BP 5131.2 Bullying; AR/BP 6142.2 World Language Instruction; BP 6142.6 Visual and Performing Arts Education; BP 6146.1 High School Graduation Requirements; AR/BP 6174 Education for English Language Learners; BP 6179 Supplemental Instruction.
 7. Approval/Ratification of Various Contracts. (11/01/2019 - 11/26/2019)
 8. Permission to Dispose of Obsolete/Unusable Furniture, Equipment and Textbooks.
 9. Monthly Report of Developer Fees Collected. (October 2019)
 10. Approval/Adoption of Certification of Signatures.
 12. Delegate Authority to the Superintendent to Approve or Reject Bids, Award Consulting and Construction Contracts, Approve Change Orders, Approve Utility Easements and Approve Notices of Completion of Public Works.
 13. EDUHSD Legal Services Agreement.
 14. Approval of Swing Education Contract - Substitute Support.
 15. Approval for the EDUHSD Robotics Team to Participate in an Overnight Instructional Trip: Central Valley Robotics Competition, Fresno, CA, March 11-14, 2020.
 16. Approval for Ponderosa High School Wrestling Team to Participate in an Overnight Instructional Trip: Wrestling Tournament, Reno, NV, December 26-28, 2019.
 17. Approval for Ponderosa High School Wrestling Team to Participate in an Overnight Instructional Trip: Wrestling Tournament, Chico, CA, January 2-4, 2020.
 18. Approval for Ponderosa High School Wrestling Team to Participate in an Overnight Instructional Trip: Wrestling Tournament, Fountain Valley, CA, January 9-12, 2020.
 19. Approval for Ponderosa High School Wrestling Team to Participate in an Overnight Instructional Trip: Wrestling Tournament, Clovis, CA, January 24-25, 2020.
 20. Approval for El Dorado High School Wrestling Team to Participate in an Overnight Instructional Trip: Wrestling Tournament, Chico, CA, January 3-4, 2020.

B. RECOGNITION OF SPECIAL CONTRIBUTIONS AND ACHIEVEMENTS

1. Reports from Student Representatives: El Dorado, Oak Ridge, Ponderosa, and Union Mine High Schools and Alternative Schools/Programs.
 - Luke Murdock reported on student activities at El Dorado High School.
 - John Cha reported on student activities at Oak Ridge High School.
 - Alyssa Fong reported on student activities at Ponderosa High School.
 - Fatima Rios-Vasquez reported on student activities at Union Mine High School.
 - Daniel DeVore reported on student activities at Alternative Schools/Education.
2. Forestry Challenge.

Ms. Diane Dealey Neill, Executive Director of Forestry Educators Inc., presented on the Forestry Challenge and introduced students Darian Stark - 12th grader and Vincent Williams - 10th grader who shared their experiences and thanked the Board of Trustees for their support. Ms. Dealey presented the 2019 Pacing Contest Trophy to IHS teacher Mr. Jeff Scott on behalf of his students.
3. Recognition of John Heath.

Mr. Paul Neville shared that Mr. John Heath, Heath Construction & Development Inc., donated countless hours and material to complete the UMHS FFA lamb barn. Students Aidan Snyder – 12th grader and Bailey Gilliland – 10th grader shared how thankful they are for his donation and stated that Mr. Heath will be presented with a homemade plaque on behalf of the FFA students.
4. Recognition of 2019 EDUHSD Board President: Mr. Timothy M. Cary.

Superintendent Ron Carruth thanked Mr. Tim Cary for his time serving as the 2019 EDUHSD Board President and presented him with an award on behalf of the District. He thanked him for his support and for his leadership.

Mr. Cary thanked Superintendent Carruth for the recognition. He stated that he is thankful for having a wonderful Board of Trustees to work alongside and thanked them for their diligence in 2019.

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. Mr. Eric Larsen, Faculty Association representative, thanked the Board of Trustees for approving the March 2020 “Measure A” Bond and he hopes that it passes as it can do great things for the District. He stated that negotiations were delayed until January and wished everyone a Merry Christmas.

E. ANNUAL ORGANIZATIONAL MEETING

1. Approve Election of the following:

- a. Board President

Mr. Del Rio nominated Mr. Brown for President. Mrs. Veerkamp seconded. The nomination unanimously carried (5-0).

Brown: Aye

Cary: Aye

Del Rio: Aye

Rodgers: Aye

Veerkamp: Aye

- b. Board Clerk

Mr. Brown nominated Mr. Del Rio for Clerk. Mrs. Rodgers seconded. The nomination unanimously carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye

2. Approve the Appointment of the Superintendent as Executive Secretary to the Board.
3. Set the Dates, Times, and Places for Meetings.
 - a. Regular Board Meetings as follows for 2020-21:
 - August 25, 2020
 - September 8, 2020 and September 22, 2020
 - October 13, 2020 and October 27, 2020
 - November 10, 2020
 - December 15, 2020
 - January 12, 2021
 - February 9, 2021 and February 23, 2021
 - March 9, 2021
 - April 13, 2021 and April 27, 2021
 - May 11, 2021
 - June 8, 2021 and June 10, 2021
 - b. Set start time for Closed Session and Open Session. Currently 5:30 p.m. for Closed Session, 6:30 p.m. for Open Session, unless otherwise designated by the Board.
 - c. The meeting location is the El Dorado Union High School District Office Board Room unless otherwise designated by the Board.

The Board approved the appointment of the Superintendent as Executive Secretary to the Board of Trustees, as well as the meeting dates, times and location, noted as 3a, 3b, and 3c within this item. It was further specified that the Board will continue to hold one Board meeting a year at each of the comprehensive high schools and one at the Virtual Academy.

4. Board Members reviewed the openings on the following Boards/Committees and expressed interest on serving as follows:
 - a. El Dorado Schools Financing Authority CFD #1:
 1. Mr. Brown to serve as Representative.
 2. Mr. Cary to serve as Alternate Representative.
 - b. El Dorado Union High School District Financing Corporation Board (COPS):
 1. The Superintendent to serve as Board President.
 2. Board President Mr. Brown to serve as Secretary.
 3. Board Clerk Mr. Del Rio to serve as Clerk.
 - c. El Dorado County School Boards Association:
 1. Mrs. Rodgers to serve as Representative.
 2. Mr. Del Rio to serve as Alternate Representative.
 - d. District Budget Advisory Committee:
 1. Mr. Brown to serve as Nonvoting Member.
 2. Ms. Veerkamp to serve as Nonvoting Member.

- e. EDUHSD Virtual Academy Charter School Advisory Committee:
 - 1. Mr. Del Rio to serve as Representative.
 - 2. Mrs. Rodgers to serve as Alternate Representative.

- f. District Career Technical Advisory Committee:
 - 1. Mr. Cary to serve as Representative.
 - 2. Ms. Veerkamp to serve as Representative.

Mr. Brown moved to approve the designation/appointment of Board Members to select Boards and Committees as noted above. Mrs. Rodgers seconded. The motion unanimously carried (5-0.)

Brown: Aye

Cary: Aye

Del Rio: Aye

Rodgers: Aye

Veerkamp: Aye

F. SUPERINTENDENT'S COMMENTS

1. PG&E Power Outage Correspondence.

Superintendent Carruth presented the Board of Trustees a draft correspondence that would be sent to PG&E with their approval. The letter addressed the impact that the PG&E closures had on our schools. He also shared that ENGIE is putting together a series of proposals on how to deal with future power outages in-house and how to keep our schools open.

2. Review Draft Settlement Agreement Between the El Dorado Schools Financing Authority and Serrano HOA CFD #1.

Superintendent Carruth shared a draft agreement between the El Dorado Schools Financing Authority and Serrano CFD#1 that will be brought back for Board approval in Closed Session in January 2020. The funding would be used to pay off El Dorado Union High School District Financing Corporation Board (COPS) and other debt.

G. EDUCATIONAL SERVICES – ACTION/DISCUSSION ITEMS

1. California School Dashboard.

Assistant Superintendent Christopher Moore provided a general overview of the data contained in the California School Dashboard and the reports that display the performance of local educational agencies (LEAs), schools, and student groups on a set of state and local measures to assist in identifying strengths, weaknesses, and areas in need of improvement. These measures are used to determine local educational agency (LEA) and school progress toward meeting the needs of their students. The measures are based on factors that contribute to a quality education, including high school graduation rates, college/career readiness, student test scores, English Learner (EL) progress, suspension rates, and parent engagement.

A tour of the online California School Dashboard was conducted to give the Board a sense of how to locate and interpret data reported by District and school. Mr. Moore explained some of nuances in the reporting and how the results provide opportunity for Districts and schools to evaluate their practices and the need to develop programs that help the District get better.

H. BUSINESS SERVICES – ACTION/DISCUSSION ITEMS

1. Approval of First District Certification of Interim Report for 2019-2020 (SACS Form).

The Board is required by Education Code Section 42131 to certify the District's financial condition to the County Office of Education and State Department of Education. There are three possible certifications:

- 1. Positive: We will meet our fiscal obligation this year and the next two fiscal years.
- 2. Qualified: We may not meet our fiscal obligation. or
- 3. Negative: We will not meet our fiscal obligation.

Another purpose of the Interim Report is for District administration to review and to make revisions to the District's budget based upon updated income and appropriation information and changes to the final budget. El Dorado Union High School District submits interim reports to the Board of Trustees two times per year: first in December, using October data; second in March, using January data. The First Interim Financial Report projects that the District will have a positive fund balance, which meets State standards for a District our size, at year-end June 30, 2019.

Mr. Whittenberg, Assistant Superintendent of Business Services and Mrs. Marti Zizek, Director of Fiscal Services, presented the First Interim Financial Report. They advised that a thorough analysis of the District's budget was completed in support of the preparation of this report.

Mrs. Rodgers moved to approve the First District Certification of Interim Report for 2019-2020 (SACS Form). Mrs. Veerkamp seconded. The motion unanimously carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye

2. Approve Resolution No. 2019/20-12 Certifying the Annual and 5-Year Accounting and Reporting Obligation of the Collection of School facility Fees. (Developer Fees)
 Assistant Superintendent Whittenberg stated that Government Code Sections 66001-66008 require an annual reporting of developer fee income, expenses, and certain other findings. This reporting information is provided in the attached report.

Mr. Brown moved to approve Resolution No. 2019/20-12 certifying the annual and five year accounting and reporting obligations for the collection of school facility fees (developer fees). Mrs. Veerkamp seconded. The motion unanimously carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye

I. STUDENT SERVICES – ACTION/DISCUSSION ITEMS

1. Consideration of Student Disciplinary Matters Relating to Expulsions and/or Readmissions.
 a. The Board of Trustees hereby adopts the Findings of Facts, Conclusions and Order of the Panel regarding the expulsion of Student #19-3.

Mrs. Veerkamp moved to approve the expulsion of Student #19-3. Mr. Del Rio seconded. The motion unanimously carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye

- b. The Board of Trustees hereby adopts the Stipulated Expulsion, as the Recitals, Agreement and Order of the Board of Trustees regarding Student #19-4.

Mrs. Veerkamp moved to approve the expulsion of Student #19-4. Mr. Del Rio seconded. The motion unanimously carried (5-0).

Brown: Aye
Cary: Aye

Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye

- c. The Board of Trustees hereby accepts the recommendation of readmission for Students #19-C and #19-D.

Mrs. Veerkamp moved to approve the readmission of Students #19-B and #19-C. Mrs. Rodgers seconded. The motion unanimously carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye

J. HUMAN RESOURCES – ACTION/DISCUSSION ITEMS

There were no action/discussion items under this session.

K. STUDENT SUCCESS – ACTION/DISCUSSION ITEMS

There were no action/discussion items under this session.

L. OTHER – ACTION/DISCUSSION ITEMS

1. Second Reading of Board Bylaws and Exhibit: BB 9230 Orientation; BB 9250 Remuneration, Reimbursement and Other Benefits; BB 9260 Legal Protection; BB 9270 Conflict of Interest; E 9270 Conflict of Interest Code; BB 9321 Closed Session Purposes and Agendas; BB 9321.1 Closed Session Actions and Reports (Delete).

On November 12, 2019, the Board conducted a first reading of the following Board Bylaws and Exhibit:

- Board Bylaw: 9230 Orientation
- Board Bylaw: 9250 Remuneration, Reimbursement and Other Benefits
- Board Bylaw: 9260 Legal Protection
- Board Bylaw: 9270 Conflict of Interest
- Board Exhibit: 9270 Conflict of Interest Code
- Board Bylaw: 9321 Closed Session Purposes and Agendas
- Board Bylaw: 9321.1 Closed Session Actions and Reports (Delete)

On December 17, 2019 the Board conducted the second reading of the Board Bylaws. They confirmed the review of BB 9230, BB 9250, BB 9260, BB 9270, E 9270, BB 9321, and BB 9321.1 without any changes.

Mrs. Veerkamp moved to accept BB 9230, BB 9250, BB 9260, BB 9270, E 9270, BB 9321, BB 9321.1. Mr. Brown seconded. Motion carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye

2. First Reading of Board Bylaws: BB 9320 Meetings and Notices; BB 9323 Meeting Conduct. The Board conducted a first reading of Board Bylaws 9320 and 9323, and directed the following revisions be made and brought back for a second reading and approval:
- Board Bylaw: 9320 Meetings and Notices
 - Board Bylaw: 9323 Meeting Conduct

The Board will conduct a second reading of the above revised Board Bylaws on January 14, 2020 and consider approval of these bylaws.

M. 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 congratulated Mr. Brown and Mr. Del Rio for their new positions on the Board and congratulated Mr. Cary for his term as Board President. He also thanked Mr. Larsen for being here tonight and wished everyone a wonderful holiday season.

Mr. Palmer:

- Mr. Palmer recognized Ms. Susan McGovern from Student Services & Innovation who managed an inaugural District-wide Coat Drive. With her diligence, the District collected over 200 coats to keep our students warm. Lastly, he wished everyone a restful holiday.

Mr. Whittenberg:

- Mr. Whittenberg shared that he is grateful to be a part of the District team and family. He wished everyone a blessed holiday season.

Mrs. Bartlett:

- Mrs. Bartlett expressed her gratitude to the Board and wished everyone happy holidays. She recognized Mr. Joey Stein, Ms. Patricia Hardy, Ms. Jennifer Slinger and Mr. Kevin Potter for their efforts with Unified Sports. She also thanked all of the EDCOE teachers who serve mild to severe classrooms for our students. Mrs. Bartlett sent her condolences to nurse Ms. Amber Uber whose sister recently passed away.

Mr. Moore:

- Mr. Moore thanked Ms. Teri Lillywhite for her work in submitting two grants for the strong workforce. He thanked the Board for being for always trying to make a difference for the District and wished everyone a Merry Christmas.

Mrs. Fuson:

- Mrs. Fuson shared that she was fortunate to attend the CSBA Conference in San Diego and it was a great meeting. The group discussed emergency communications, Brown Act questions with legal counsel and announced a new Executive Assistant Certification Program that will begin next year. She wished everyone a Merry Christmas.

Superintendent Carruth:

- Superintendent Carruth thanked Mr. Cary for his year as Board President and he is looking forward to working with Mr. Brown in 2020. He recognized Mrs. Fuson and thanked Cabinet for their hard work. Superintendent Carruth recognized all of the District's teachers for their dedicated service to the students. Lastly, he wished everyone happy holidays.

Mrs. Veerkamp:

- Mrs. Veerkamp stated that the Board recently attended the CSBA Conference in San Diego and it was informative with helpful topics. She shared that it was great to connect with Board Members. Mrs. Veerkamp thanked Mr. Cary for a great year. She shared that she attended the Toy Shop last night at EDHS and Mr. Lance Gunnensen did a great job again with the community event. Lastly, she thanked the District team and wished everyone a Merry Christmas.

Mr. Del Rio:

- Mr. Del Rio shared that the EDHS Toy Shop was beautiful and Mr. Gunnerson did a great job. He stated that the CSBA Conference was the best that he has attended over the last few years. Mr. Del Rio shared that he and his wife recently made a donation to teacher Ms. Margaret Crannell to acquire supplies for her classroom since meeting with the students at ORHS in October. Lastly, he wished everyone a Merry Christmas.

Mrs. Rodgers:

- Mrs. Rodgers shared that she had a great time at the CSBA Conference and it was very valuable as a new Board Member. She presented for CSBA at the conference and Mr. and Mrs. Brown attended her session. Mrs. Rodgers stated that she recently went on a tour of EDHS and it was nice to see the work from “Measure Q” funding and what can be done with “Measure A” funding if approved. She shared that she attended the Toy Shop at EDHS and it was amazing. She thanked the District team for their hard work and shared that she and her husband are expecting their first child in 2020.

Mr. Brown:

- Mr. Brown shared that he enjoyed the CSBA Conference and stated that the sessions were informative. He thanked Mr. Cary for his leadership this year and thanked the teachers, staff and Cabinet for a wonderful year. Mr. Brown shared that he attended the Toy Shop and he bought a toy train for his grandson there. Lastly, he shared that his daughter and son are coming down for Christmas and wished everyone a Merry Christmas.

Mr. Cary:

- Mr. Cary thanked the District team for their hard work this year. He shared that the Special Olympics events in the District are amazing and he is proud of what the District has done to make everyone feel welcome and achieved. Lastly, he wished everyone a Merry Christmas and he is looking forward to seeing everyone in the New Year.

N. CLOSED SESSION

Board President Cary announced that the Board will re-enter Closed Session following the closure of Open Session.

O. OPEN SESSION

Mr. Cary reported that in Closed Session, the Board took action to retain Barron and Budd as counsel and to initiate litigation against Juul. The motion carried (5-0) in Closed Session.

P. ADJOURNMENT:

There being no further business, Mr. Cary adjourned the meeting at 9:30 p.m.

Ron Carruth
Secretary to the Board of Trustees