

ADOPTED MINUTES
El Dorado Union High School District
BOARD OF TRUSTEES
Regular Board Meeting
October 19, 2021

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 David Del Rio in the Ponderosa High School Cafeteria.

The meeting was opened for public comment on Closed Session agenda items. As there were no requests to address the Board, Mr. Del Rio closed this portion of the meeting and the Board adjourned 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. Graduation Requirements Waiver Request.
- c. Discuss actions for certificated and classified personnel listed in the consent agenda related to personnel action. (GC 54954.5, 54957)
- d. Public Employee: Discipline/Dismissal/Release/Reassignment/Resignation (GC 22714; 44929; 44929.21; 44934; 44949; 44951; 44953; 44954; 44955; 45192; 44195; 87488)
- e. 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})
- f. 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})

The Board reconvened Open Session at 6:35 p.m. in the Ponderosa High School Cafeteria.

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

3. Attendance

Board Members

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

D.O. Staff

Ron Carruth, Superintendent/Secretary to the Board
Christopher Moore, Assistant Superintendent
Tony DeVille, Assistant Superintendent
Robert Whittenberg, Assistant Superintendent

Kevin W. Brown

Pam Bartlett, Senior Director
Chuck Palmer, Senior Director
Serena Fuson, Executive Assistant to the Superintendent

Student Board Member

Alexis MacKie

Association Representatives

Teri Lillywhite

Angela Brown

4. Requests to change the agenda and approval of agenda.
Mr. Cary moved to approve the agenda excluding item I.1.

Mr. Brown moved to approve the agenda as presented with the removal of item I.1.
Mrs. Veerkamp seconded. Motion carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye
(MacKie): Aye

5. Consent Agenda

Mrs. Veerkamp moved to approve the consent agenda. Mrs. Rodgers seconded.
Motion carried (5-0).

Brown: Aye
Cary: Aye
Del Rio: Aye
Rodgers: Aye
Veerkamp: Aye
(MacKie): Aye

1. Approval of Minutes of September 14, 2021 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 1312.1 - Complaints Concerning District Employees; BP 1313 - Civility (New); AR/BP 3230 - Federal Grant Funds; AR 3311.2 – Lease-Leaseback Contracts; AR 3311.3 - Design-Build Contracts; BP 7210 - Facilities Financing; AR/BP 7211 - Developer Fees.
7. Approval/Ratification of Various Contracts (9/8/2021-10/8/2021).
8. Approval of Budget Transfers (8/1/2021-10/12/2021).
9. Monthly Report of Developer Fees Collected (April-August 2021).
10. Permission to Dispose of Obsolete/Unusable Furniture, Equipment and Textbooks.
11. Williams Act Uniform Complaint Procedures Quarterly Report (July – September 2021).
12. Approval of the 2021-2022 Career and Technical Education Advisory Committee Member List.
13. Virtual Academy Name Change.

14. EDUHSD Virtual Academy Overnight Instructional Trip Request: Spring Science Camp, Point Reyes National Seashore, March 22-25, 2022.
15. El Dorado High School Overnight Instructional Trip Request: Forestry Challenge, Foresthill, CA, October 27-31, 2021.
16. Independence High School Overnight Instructional Trip Request: Spring Science Camp, Point Reyes National Seashore, March 22-25, 2022.
17. Oak Ridge High School Overnight Instructional Trip Request: Basketball Holiday Classic, San Diego, CA, December 27-31, 2021.
18. Oak Ridge High School Overnight Instructional Trip Request: So Cal Holiday Prep Classic, San Diego, CA, December 27-30, 2021.
19. Oak Ridge High School Overnight Instructional Trip Request: Clovis West Varsity Basketball Tournament, Clovis, CA, December 2-4, 2021.
20. Oak Ridge High School Students Request Permission to Participate in an Overnight Instructional Trip: Clovis West JV Basketball Tournament, Clovis, CA, December 2-4, 2021.
21. Ponderosa High School Overnight Instructional Trip Request: Forestry Challenge, Foresthill, CA, October 27-30, 2021.
22. Ponderosa High School Overnight Instructional Trip: Cross Country Invite, Clovis, CA, October 8-9, 2021.
23. Union Mine High School Overnight Instructional Trip Request: FFA National Convention, Indianapolis, Indiana, October 25-31, 2021.

B. SUPERINTENDENT'S OPENING UPDATES

1. Governors' COVID-19 Vaccine Mandate: What We Know Now and the Status of Exemptions.

Superintendent Carruth recognized Student Board Member, Alexis MacKie, who joined the meeting virtually. He stated with the recent announcement of Governor Newsom's mandate for the COVID-19 vaccine for all students and staff once it is fully approved by the FDA, there are a number of significant concerns about the timeline and process for this requirement as evidenced by yesterday's statewide protest. The Governor's staff has informed school districts that they see this mandate taking effect at the earliest in high schools in July 2022. Between now and that date, there are many critical moments where the Board and community can voice their opinions and show their support or displeasure.

There are three avenues about addressing the COVID-19 vaccine mandate currently being pursued in Sacramento, which we will all want to carefully monitor in the coming months. (1) The Governor's mandate for vaccines utilizes State health and safety codes, which require the allowance for religious, personal, and medical exemptions. Once the vaccine is fully approved by the FDA, then the rulemaking for these exemptions would commence allowing for significant Board and community input. (2) There is a discussion of a legislative effort in a form of a yet to be introduced bill that would add the COVID-19 vaccines with a list of required vaccines for students. This bill has not been written or introduced at this time, but we will carefully monitor the situation as we know it is coming. Tomorrow we will be sending the information that everyone is receiving tonight to the school community. The communication will contain the names, titles, email addresses and phone numbers of the State's decision makers where everyone can share their perspective on this vitally critical issue. (3) There is a belief by some that California has overstepped its lawful authority and as a result, a number of legal challenges today on this mandate are expected. The conclusion of these decisions

will take some time for us to comprehend and realize. Few issues in the course of his career have generated such division so quickly within our communities as the COVID-19 vaccine mandate. What started two weeks ago will take some time to become clear as many details will change and the issues will be clarified. Similar to what we have seen throughout this entire pandemic on an issue of such great importance we do not want to be rash and impulsive, but rather studied and thoughtful on how we respond. The issue will be shaped and addressed by patience, not by speed.

Superintendent Carruth stated to the community that he is confident that the Board will contemplate taking action at a critical point when more information is known to ensure that religious, personal, and medical exemptions are allowed and the District will honor those exemptions consistent with legal guidance. He is equally confident that the District will not take any action on its own to require a vaccine mandate for students or staff as some other districts across the State have done or are contemplating. We do know that we are obligated to follow the law on one hand and note that we will be vigorously sharing and advocating our perspective on another. He thanked the community for organizing ways to voice their opinions and thoughts to key decision makers and we will help to ensure that we all understand the nuances to each path and work together to keep all schools open for all students and staff.

C. RECOGNITION OF SPECIAL CONTRIBUTIONS AND ACHIEVEMENTS

1. Reports from Student Representatives:

- a. Jayce Kaldunski reported on student activities at El Dorado High School.
- b. Alexis MacKie reported on student activities at Oak Ridge High School.
- c. Jackson Cockrell reported on student activities at Ponderosa High School.
- d. Lia Van Cleave/Sara Tibbetts/Allison Owens reported on student activities at Union Mine High School.
- e. Jillian Miller reported on student activities at the Virtual Academy and Independence High School.

2. Teaching and Learning.

Assistant Superintendent Christopher Moore recognized Independence High School teacher, Colleen Guglielmana, for her dedication to her students and thoughtful approach to creating a culture of mutual respect in the classroom.

D. ACKNOWLEDGMENT OF CORRESPONDENCE

Correspondence was shared with the Board of Trustees for their review.

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

1. Ms. Teri Lillywhite, President of CSEA, shared that they have presented their contract openers and they are looking forward to negotiations on October 29, 2021. She thanked Superintendent Carruth and Robert Whittenberg for including CSEA on the Budget Advisory Committee. She thanked the District for approving the Paraprofessionals to participate in CSEAs training hub. There are tutorials and resources that are important and will help them throughout the school year.
2. Ms. Angela Brown, Faculty Association representative, thanked the District for flex time. She also shared that four local Faculty Associations came together to support Lance Gunnensen's program to build 250+ toys for children in the community.

3. Phil Johnson, Mike Wilkes, Michelle Kristedja, Jannell Clanton, Shannon Sargenti, Myra Lowder, Brandy Kollenborn, Roger Luzade, Nick Gilligham, Bob Price, Sean Bechta, Jennifer Winter, Callie Johnson and Julie Ross submitted blue speaker cards and addressed the Board of Trustees on the matter of COVID vaccine testing and mandate.
4. Audrey Goodis, Mitchell Goodis, Roger Lopez, and Rita Ferrero submitted blue speaker cards and addressed the Board of Trustees on the matter of mask policies.

F. SUPERINTENDENT’S – ACTION/DISCUSSION ITEMS

There were no action/discussion items under this session.

G. EDUCATIONAL SERVICES – ACTION/DISCUSSION ITEMS

1. California Dashboard Local Indicators.

Assistant Superintendent Christopher Moore stated that the State Board of Education (SBE) approved standards for the local indicators that support local educational agencies (LEAs) in measuring and reporting their progress within the appropriate priority area. For each local indicator, the performance standards are as follows:

1. Annually measure its progress in meeting the requirements of the specific LCFF priority; and
2. Report the results as part of a non-consent item at a regularly scheduled public meeting of the local governing board/body in conjunction with the adoption of the LCAP; and
3. Report results to the public through the Dashboard utilizing the SBE-adopted self-reflection tools for each local indicator.

Highlights included:

- The District continues to recruit and hire highly qualified teachers.
- Facilities remain well maintained.
- Academic Department Chairs report access to materials and training.
- District continues to offer a broad course of study for college and career readiness.
- Students reported less substance use.
- Students reported safer campuses.

2. California Cadet Corp.

Mr. Cary moved to authorize the Superintendent to sign a cooperative agreement to form a California Cadet Corp Unit at Union Mine High School (UMHS) with the understanding that UMHS shall no longer attempt to offer an Air Force JROTC program due to the Air Force being unable to provide UMHS with instructors. Mrs. Veerkamp seconded. Motion carried (5-0).

Brown: Aye

Cary: Aye

Del Rio: Aye

Rodgers: Aye

Veerkamp: Aye

(MacKie): Aye

H. BUSINESS SERVICES – ACTION/DISCUSSION ITEMS**1. Cenergistic Presentation.**

Assistant Superintendent Robert Whittenberg introduced Anthony Williams and Robert Etchamendy who reported the statistics on the Cenergistic Energy Program, which has saved the District \$912,766 which is a 17.2% overall savings.

Jonathan Ward, Cenergistic Regional Vice President, recognized the District for their hard work and presented them with a banner.

2. ESSER III Funding.

Assistant Superintendent Robert Whittenberg reported that the Elementary and Secondary School Emergency Relief (ESSER III) Fund is part of the COVID-19 federal funding for LEAs. This portion of the American Rescue Plan Act is designed to provide LEAs with emergency relief funds to address the impact COVID-19 has had, and continues to have, on elementary and secondary schools across the nation. Part of the ESSER III plan requires that districts collaborate with stakeholders on how the funds should be utilized. As a result, the District worked with both the Standards and Instructional Leadership Team and the Budget Advisory Committee to help generate suggestions and feedback. After hearing a brief presentation regarding the District's recommended use of the funds, the Board will be asked to open a public hearing and then to consider approving the recommendation.

Mrs. Veerkamp moved to approve the ESSER III Expenditure Plan. Mr. Brown seconded. Motion carried (5-0).

Brown: Aye

Cary: Aye

Del Rio: Aye

Rodgers: Aye

Veerkamp: Aye

(MacKie): Aye

I. STUDENT SERVICES AND INNOVATION – ACTION/DISCUSSION ITEMS

There were no action/discussion items under this session.

J. HUMAN RESOURCES – ACTION/DISCUSSION ITEMS**1. Proposal from the California School Employees Association (CSEA) and the District Regarding Negotiations for 2021-2022 and Public Hearing.**

Assistant Superintendent Tony DeVille reported 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 negotiations shall not be done until the public has been 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 2021-2022 school year.

CSEA would like to open:

Article 6 Duty Hours

Article 7 Compensation

Article 8 Employee Working Conditions
Article 10 Insurance Protection

The District would like to open the following articles in addition to the automatic openers of Article 7 Compensation and Article 10 Insurance Protection:

Article 9 Transportation Working Conditions

Article 12 Holidays

Article 8, Section 3547(c) of the Government Code provides that after the public has had the opportunity to express itself, the public school employer shall, at a meeting which is open to the public, adopt the proposal.

Mrs. Veerkamp moved to adopt the 2021-2022 negotiation proposals. Mrs. Rodgers seconded. Motion carried (5-0).

Brown: Aye

Cary: Aye

Del Rio: Aye

Rodgers: Aye

Veerkamp: Aye

(MacKie): Aye

K. STUDENT SUCCESS – ACTION/DISCUSSION ITEMS

There were no action/discussion items under this session.

L. OTHER – ACTION/DISCUSSION ITEMS

There were no action/discussion items under this session.

M. 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.

Mr. Moore:

- Mr. Moore shared that he cares for our staff and hopes that the District can help support them through these stressful times.

Mrs. Bartlett:

- Mrs. Bartlett shared that Unified Sports is set to launch this week. She thanked Superintendent Carruth for his leadership.

Superintendent Carruth:

- Superintendent Carruth acknowledged that hard work of our staff and Administration.

Mr. Brown:

- Mr. Brown stated that the Board has done a great job getting through all of the challenges to this point. The District is here to educate students and he is not in support of Governor Newsom.

Mr. Cary:

- Mr. Cary shared that he is glad to be back and the District is doing the best that they can.

Mrs. Rodgers:

- Mrs. Rodgers shared that she is on the CTE Committee and got to tour the FFA Facility at Union Mine and the Dental/Cosmetology Program at the Pacific Crest Academy. She met some amazing students that are doing great things.

Mrs. Veerkamp:

- Mrs. Veerkamp shared that it is a stressful time for all right now and she does not envy the decisions that they have to make because of the mandates.

Mr. Del Rio:

- Mr. Del Rio thanked the Board for allowing him to let everyone speak tonight, as it is important to hear from everyone. He also shared that his daughter got engaged on Saturday. He is looking forward to having a new son-in-law.

N. CLOSED SESSION

This session was not needed.

O. OPEN SESSION

Mr. Del Rio reported that in Closed Session, the Board took action to approve one Graduation Requirements Waiver Request.

P. ADJOURNMENT

There being no further business, Mr. Del Rio adjourned the meeting at 9:50 p.m.

Ron Carruth
Secretary to the Board of Trustees