



APPROVED

**SACRAMENTO CITY UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

Agenda Item# 11.1j

Meeting Date: October 15, 2020

Subject: Approve Minutes of the September 17, 2020, Board of Education Meeting

- Information Item Only
- Approval on Consent Agenda
- Conference (for discussion only)
- Conference/First Reading (Action Anticipated: _____)
- Conference/Action
- Action
- Public Hearing

Division: Superintendent's Office

Recommendation: Approve Minutes of the September 17, 2020, Board of Education Meeting.

Background/Rationale: None

Financial Considerations: None

LCAP Goal(s): Family and Community Empowerment

Documents Attached:

1. Minutes of the September 17, 2020, Board of Education Regular Meeting

<p>Estimated Time of Presentation: N/A Submitted by: Jorge A. Aguilar, Superintendent Approved by: N/A</p>



**Putting
Children
First**

BOARD OF EDUCATION MEETING AND WORKSHOP

Board of Education Members

- Jessie Ryan, President (Trustee Area 7)*
- Christina Pritchett, Vice President (Trustee Area 3)*
- Michael Minnick, 2nd Vice President (Trustee Area 4)*
- Lisa Murawski (Trustee Area 1)*
- Leticia Garcia (Trustee Area 2)*
- Mai Vang (Trustee Area 5)*
- Darrel Woo (Trustee Area 6)*
- Isa Sheikh, Student Member*

Thursday, September 17, 2020

4:30 p.m. Closed Session

6:00 p.m. Open Session

Serna Center

Community Conference Rooms

5735 47th Avenue

Sacramento, CA 95824

(See Notice to the Public Below)

MINUTES

2020/21-5

1.0 OPEN SESSION / CALL TO ORDER / ROLL CALL

NOTICE OF PUBLIC ATTENDANCE BY LIVESTREAM

Members of the public who wish to attend the meeting may do so by livestream at: <https://www.scusd.edu/post/watch-meeting-live>. No physical location of the meeting will be provided to the public.

The meeting was called to order at 4:35 p.m. by President Ryan, and roll was taken.

Members Present:

- President Jessie Ryan*
- Vice President Christina Pritchett*
- Second Vice President Michael Minnick*
- Leticia Garcia*
- Lisa Murawski*
- Mai Vang*
- Darrel Woo*

Members Absent:

Student Member Isa Sheikh (arrived at 6:00 p.m.)

2.0 ANNOUNCEMENT AND PUBLIC COMMENT REGARDING ITEMS TO BE DISCUSSED IN CLOSED SESSION

NOTICE OF PUBLIC COMMENT AND DEADLINE FOR SUBMISSION:

Public comment may be (1) emailed to publiccomment@scusd.edu; (2) submitted in writing, identifying the matter number and the name of the public member at the

URL <https://tinyurl.com/SCUSDcommentSeptember17> or (3) using the same URL, submitting a request for oral comment only when the matter is called, instead of written comment. Regardless of the method by which public comment is submitted, the submission deadline for closed and open session items shall be no later than noon, September 17. Individual written public comment shall be no more than two minutes in length on each agenda or nonagenda item. The Board shall limit the total time for public comment on each agenda item, including communications and organizational reports, to 15 minutes in length. With Board consent, the President may increase or decrease the length of time allowed for public comment, depending on the topic and the number of written public comments.

None

3.0 CLOSED SESSION

While the Brown Act creates broad public access rights to the meetings of the Board of Education, it also recognizes the legitimate need to conduct some of its meetings outside of the public eye. Closed session meetings are specifically defined and limited in scope. They primarily involve personnel issues, pending litigation, labor negotiations, and real property matters.

3.1 Government Code 54956.9 - Conference with Legal Counsel:

- a) Existing litigation pursuant to subdivision (d)(1) of Government Code section 54956.9 (OAH Case No. 2020070930)
- b) Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code section 54956.9 (One Potential Case)
- c) Initiation of litigation pursuant to subdivision (d)(4) of Government Code section 54956.9 (One Potential Case)

3.2 Government Code 54957.6 (a) and (b) Negotiations/Collective Bargaining TCS, SCTA Government Code 54957.6 (a) and (b) Negotiations/Collective Bargaining SCTA, SEIU, TCS, Teamsters, UPE, Non-Represented/Confidential Management (District Representative Pam Manwiller)

3.3 Government Code 54957 – Public Employee Discipline/Dismissal/Release/Reassignment

4.0 CALL BACK TO ORDER/PLEDGE OF ALLEGIANCE

4.1 The Pledge of Allegiance

4.2 Broadcast Statement

4.3 Stellar Student Eva Ketron from West Campus High School: Second Vice President Minnick introduced Ms. Ketron. She spoke about her Summer at City Hall participation, in particular her work on teen mental health.

5.0 ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

Counsel Jerry Behrens announced the approval of Special Education OAH Case No. 2020070930, which passed with six yes votes and Member Woo absent.

6.0 AGENDA ADOPTION

President Ryan asked for a motion to adopt the agenda. A motion was made to approve by Vice President Pritchett and seconded by Student Member Sheikh. The Board voted unanimously to adopt the agenda.

7.0 SPECIAL PRESENTATION

7.1 Resolution No. 3166: Attendance Awareness Month (Jennifer Kretschman and the Youth Media Team)

Attendance and Enrollment Specialist Jennifer Kretschman and students Christian Pelayo and Estrella Ortega from the Youth Media Team presented the resolution.

*Public Comment:
Alison French-Tubo*

Board Comments:

President Ryan thanked Ms. Kretschman for the presentation and asked for her to speak more about the connectivity piece. Ms. Kretschman gave the phone number of her office and told of the hot spots available for internet.

Vice President Pritchett asked if community should call the school office or the District office. Ms. Kretschman said they can call either place. Vice President Pritchett asked how we can find out what families need the hot spots for internet. Ms. Kretschman said principals have been informed and gave the address of the District website.

President Ryan said it would behoove us to send text messages to all school sites where we have the capability to text families to give them information on the hot spots for connectivity, as well as a robocall.

Member Garcia thanked Ms. Kretschman for all her work. She suggested that something be placed upfront on the District website to make the information more available.

Vice President Pritchett motioned to approve the resolution.

Member Vang said it is her understanding that there are limited hotspots, and she feels it is our responsibility as a school district to be transparent on how we are distributing the hotspots.

Member Woo seconded the motion to approve the resolution, and it was unanimously approved.

7.2 Resolution No. 3167: Suicide Prevention Awareness Month (Victoria Flores and Isa Sheikh)

Director of Student Support and Health Services Victoria Flores and Student Board Member Isa Sheikh presented the resolution.

Public Comment:

*Angie Sutherland
Angel Garcia
Sarah Williams Kingsley
Renee Webster-Hawkins*

Board Comments:

Member Murawski thanked Ms. Flores and Student Member Sheikh for bringing this item. She noted that we need to pay attention to subgroups that are even more likely to have these issues. She feels it should not be a stigma to ask for help.

President Ryan asked how we can make sure we are connecting with the disconnected in the current environment. Ms. Flores said there is not one answer, but there are many pathways such as extracurricular activities and clubs that can still happen virtually as well as newsletters. She said is also helps to keep connection open by providing phone numbers.

Vice President Pritchett motioned to approve the resolution, and Second Vice President Minnick seconded. The motion passed unanimously.

8.0 PUBLIC COMMENT

Public comment may be (1) emailed to publiccomment@scusd.edu; (2) submitted in writing, identifying the matter number and the name of the public member at the URL <https://tinyurl.com/SCUSDcommentSeptember17> or (3) using the same URL, submitting a request for oral comment only when the matter is called, instead of written comment. Regardless of the method by which public comment is submitted, the submission deadline shall be no later than noon, September 17 for any agenda item. Individual written public comment shall be no more than two minutes in length on each agenda or nonagenda item. The Board shall limit the total time for public comment on each agenda item to 15 minutes in length. With Board consent, the President may increase or decrease the length of time allowed for public comment. By law, the Board is allowed to take action only on items on the agenda. The Board may, at its discretion, refer a matter to district staff or calendar the issue for future discussion.

Public Comment:

*Emily Marie Parsley
Llam Sullivan
Rich Vasquez
Evelyn Guzman
Sylvan Quady
Abbie Harris
Alyssa Kim
Marlena Biggar
Grace Toby
Haylie Stevens
Christina Stevens
Tania Muskopf
Jenny Haley*

*Randy Balzarano
Carolyn Kuduk
Jennifer Nelson
David Wiest
Donna Huntingdale
Erica Torre
Allison Lal
Robyn Mutchler
Rick Vasquez
Alina Cervantes
Sarah Williams Kingsley
Tanya Gipson-Nahman
Emily Mizokami
David Fisher
Tina Borgman
Angie Sutherland
Angel Garcia
Renee Webster-Hawkins
Michael Sullivan
Kenya Martinez
Rose McAuliffe
Al Santana-Hernandez
Lisa Arnold-Fernandez
Dennis Mah*

9.0 BOARD WORKSHOP/STRATEGIC PLAN AND OTHER INITIATIVES

9.1 *Approve the Provisional Internship Permit Request for a Certificated Employee (Cancy McArn and Tiffany Smith-Simmons)*

Action

Director of Human Resources Tiffany Smith-Simmons gave the presentation along with Special Education Director Sarah Dhah, and Daniel Hernandez, Principal of Ethel Phillips Elementary School.

Public Comment:

None

Board Comments:

Vice President Pritchett asked if vacancies presented were from the first day of school. Ms. Smith-Simmons responded that the vacancies represent the first day of school for the five years represented. Vice President Pritchett asked if it is known where we are currently, and Ms. Smith-Simmons said currently she does not know. Vice President Pritchett asked to have this information sent to the Board in a couple weeks when available.

Vice President Pritchett motioned to approve the item, and Member Woo seconded. The motion was unanimously approved.

9.2 *Learning Continuity and Attendance Plan Adoption (Vincent Harris and Steven Ramirez-Fong)*

Action

Chief Continuous Improvement and Accountability Officer Vincent Harris and LCAP/SPSA Coordinator Steven Fong gave the presentation. They gave a recap on context and purpose of the Learning Continuity and Attendance Plan, reviewed required components of the plan, summarized revisions, and outlined next steps for 2020-21 accountability.

Public Comment:

Elizabeth Guillen

Carl Pinkston

Angie Sutherland

Alison French-Tubo

Renee Webster-Hawkins

Sarah Williams Kingsley

Angel Garcia

Duane Campbell

Tere Flores

Leanna Sanchez

Board Comments:

President Ryan asked about our ability to meet the needs of special education students in this time of distance learning. In the absence of an agreement, and with some recognition that core sticking points included the willingness to honor the minutes of an individualized education program versus the general education classroom minutes, she asked how we are going to ensure our compliance with the law and our moral imperative to meet the needs of this student population. Superintendent Aguilar said he is very concerned with making sure we comply with SB 98, and he had a conversation with the Department of Education recently to receive guidance. He will keep the Board and community informed. President Ryan asked about being able to provide one-to-one, in-person aide with non-public school employees. Chief Academic Officer Christine Baeta explained concerns when considering an agency coming into the home.

Vice President Pritchett asked if we have looked into a program that is similar to the parent teacher home visits, but now on-line and one-on-one. Ms. Baeta replied that, different from Spring distance learning, we are better able to do this now. Vice President Pritchett asked if we can immediately have an investigation into the public social media accounts noted in public comment by Alina Cervantes. She also asked that we investigate the recordings of physical education courses. Lastly, she commented that we need to listen to our students.

Member Murawski thanked staff for bringing this plan forward. She feels that the stakeholder engagement was significant and authentic for the time period in which it had to be done. She hears the concerns from the Community Advisory

Committee and special education community and thinks we probably could have done more there, and she appreciates that there will be continued dialogue. She would like to see some kind of monitoring delivery of special education services brought to the Board in a more clear way. She appreciated mental health supports being laid out in detail, and she went back to Student Member Sheikh's comment that students pay attention to their peers and go to them for help. Therefore she would like to advocate for peer support. She also commented that many critical elements that are foundational to this plan have an asterisk because we do not yet have an agreement, and this is problematic. She asked if this plan is final or if there will be changes as things develop. Mr. Ramirez-Fong said that once the plan is approved, they are required to submit the plan to the county, but the Department of Education and the county have declared that we can continue to revise the plan. Member Murawski asked for a timeline of revisions.

President Ryan said she hoped that we would be bringing this back fairly regularly to the Board meetings as we continue distance learning.

Member Garcia said she echoes her colleagues concerns that the plan be more clearly stated and transparent in terms of realistic expectations. Regarding meeting the needs of students with exceptional needs, and in particular problems with the processing of individualized educational plans, Member Garcia asked what is the timeline for processing. She asked about funding that was intended to go to special education and the action that was taken last year to clear the backlog of individual education plan processing. She asked if that process is in place. Ms. Baeta said that options put in place to get individualized educational plans up-to-date last year are still in place, but what is difficult right now is that a lot of the individualized educational plans need to be amended for the current environment. Member Garcia asked if this is being communicated to parents. Ms. Baeta replied that all students receiving special education supports have a case manager. The case manager should be reaching out, sharing a timeline for the individualized educational plan, and making sure that parents know what the next steps will be for holding virtual individualized educational plan meetings. If families are not hearing from case managers, they should reach out to their teacher and principal. Member Garcia then asked at what point does the District plan to assess how well the distance learning plan is working and determine what adjustments might need to be made. Superintendent Aguilar explained that right now we are beginning to compile information related to attendance and engagement, among other areas. He reported that he can bring back an item at the next Board meeting to give a better sense on the matter.

Second Vice President Minnick moved to approve the item, and Member Woo seconded. The item passed unanimously.

Action

9.3 Approve 2019-20 Unaudited Actuals (Rose Ramos)

Chief Business Officer Rose Ramos gave the presentation which included a summary of 2019-20 unaudited actuals changes since 6/25/20 and multi-year projections.

*Public Comment:
Alison French-Tubo
David Fisher*

Board Comments:

Member Murawski said she appreciates the update being laid out so clearly. She observed that we are in an unprecedented global pandemic and said that to think we can close our schools for a third of the year and not see a major change to our spending is absurd. Therefore, she is glad to see some kind of fiscal silver lining from the horrible situation we are in, but what it really means is that these are millions and millions of dollars that we did not invest in our children over the last few months. She thinks we need to step back and reckon with that; we may have helped the deficit inadvertently by not being able to do the things that we wanted to do for children, but we have created a deficit for our students which we will need to account for in terms of what they will need in order to catch up and be whole. She asked about total revenues in 2021-22 and the following year. Ms. Ramos replied that the decline is primarily on the restricted side and explained that there is \$40 million in CARES funds in 2020-21 along with some SIG funds and Title I carryover.

Member Garcia thanked Ms. Ramos for giving a detailed overview. She noted that a surplus is being seen on a one-time basis at districts across the state, but at the expense of students. In the case of our District, that is definitely helping our cash flow. She cautioned that this is a blip and not a trend, and she expects expenditures to go up when learning happens on site again. She asked if we will see where the textbook line item dollars will go by October 1st when the next revision for the 2020-21 budget is presented. Ms. Ramos answered that the items in books and supplies, \$73 million dollars, includes restricted as well as unrestricted funds. The unrestricted portion is only \$12 million. The remaining \$61 million has to spent in a certain way. There might be some funds that can be moved around with permission of the grantor, but right now the budget is not showing carryover. When we park funds in textbooks and supplies, that is typically after we post carryover until our sites and departments have an opportunity to determine how they are going to spend that money. The line item has increased quite a bit due to CARES funds.

Vice President Pritchett asked about the restrictions on various types of revenues. Ms. Ramos explained. Vice President Pritchett also asked if learning programs can be purchased out of certain funds. Ms. Ramos said that if it is related to mitigating learning loss, it should fall under that category. Vice President Pritchett noted that if we do not come up with an agreement for distance learning, then we are at risk of not getting the waiver, and she asked how that will affect us. Ms. Ramos said she has not seen the application for the waiver and the requirements, so she is not able to answer the question now.

President Ryan appreciates the detailed explanation of the reasons that cause the surplus we are seeing today, and noted that K-12 districts across the state are also seeing this. She reminded that these are one-time funds and pointed out the mismatch between what was seen in the presentation and what is being requested from David Fisher in public comment, and she further noted that we have bought a couple months away from impending fiscal insolvency yet, although we have a stay of execution, we are still on death row. The only route to avoiding fiscal receivership is in coming to a negotiated solution, yet parties are not willing to be grounded in the same recognition of the gravity of the budget situation, and so nothing moves. Mike Fine of FCMAT has reported that if the District finds itself in receivership, we will take out the largest state loan in the history of a school district. This will mean decades of inequity. President Ryan asked the Superintendent what we are doing to address the matter and how many requests we have made to bargain. She also asked Ms. Ramos if we have any other path to the kinds of multi-year savings that would allow us to avoid a receivership if we cannot negotiate the health care changes necessary to be able to see that type of large funding that we will need to be able to sustain the District moving forward. Superintendent Aguilar said that he has been here for almost three and a half years as Superintendent, and in that time he has seen several independent entities that are not affiliated to the District that have come in, unpacked our budget structure, and have called out exactly what needs to be done in order for us to not be in a place where we become insolvent at some point. The FCMAT report said the same thing, and as the Sacramento Bee quoted Mike Fine today, this is not a question of if, but when. He asked the community to continue to create the demand of all parties to make sure that we address the structure of the budget, which is the issue, and not one-time funding. He did send a communication to our labor partner asking that we resume negotiations on a successor contract and will keep the Board posted as to whether they will be getting together over the next few days.

President Ryan said that we have more than 80 requests to meet and bargain the successor contract that was being held up on the PERB negotiations and the final ruling related to the health care benefits provision that was at issue in the 2017 contract. That has since been settled. So we have nothing else pertaining to the 2017 contract that should be preventing us from moving forward and doubling down on this effort.

Vice President Pritchett moved to approve the item, and Member Woo seconded. The item was unanimously passed.

10.0 CONSENT AGENDA

Generally routine items are approved by one motion without discussion. The Superintendent or a Board member may request an item be pulled from the consent agenda and voted upon separately.

10.1 Items Subject or Not Subject to Closed Session:

- 10.1a *Approve Grants, Entitlements and Other Income Agreements, Ratification of Other Agreements, Approval of Bid Awards, Approval of Declared Surplus Materials and Equipment, Change Notices and Notices of Completion (Rose F. Ramos)*
- 10.1b *Approve Personnel Transactions (Cancy McArn)*
- 10.1c *Approve Business and Financial Report: Warrants, Checks, and Electronic Transfers Issued for the Period of July 2020 and August 2020 (Rose F. Ramos)*
- 10.1d *Approve Donations for the Period of July 1-31, 2020, and August 1-31, 2020 (Rose Ramos)*
- 10.1e *Approve Resolution No. 3165: Estimate Gann Appropriation Limit for 2020-21 and Gann Amendment Calculation for 2019-20 (Rose Ramos)*
- 10.1f *Approve 2020-21 Cash Flow Report (Rose Ramos)*

President Ryan asked for a motion to adopt the Consent Agenda. A motion was made to approve by Member Woo and seconded by Second Vice President Minnick. The Board voted unanimously to adopt the agenda.

11.0 BUSINESS AND FINANCIAL INFORMATION/REPORTS

Receive Information

- 11.1 *Business and Financial Information:*
 - *Purchase Order Board Report for the Period of July 15, 2020, through August 14, 2020*
 - *Enrollment and Attendance Report for Month 9 Ending May 15, 2020*
 - *Enrollment and Attendance Report for Month 10 Ending June 11, 2020*

Public Comment:
Angie Sutherland
Angel Garcia
Sarah Williams Kingsley
Renee Webster-Hawkins

President Ryan received the Business and Financial Information/Reports.

12.0 FUTURE BOARD MEETING DATES / LOCATIONS

- ✓ *October 1, 2020 4:30 p.m. Closed Session, 6:00 p.m. Open Session, Serna Center, 5735 47th Avenue, Community Room, Regular Workshop Meeting*
- ✓ *October 15, 2020 4:30 p.m. Closed Session, 6:00 p.m. Open Session, Serna Center, 5735 47th Avenue, Community Room, Regular Workshop Meeting*

13.0 ADJOURNMENT

The Board adjourned back to Closed Session, and afterward adjourned at 11:23 p.m. Before returning to Closed Session, President Ryan recognized the passing of long time staff member Darine Williams. Ms. Williams had worked in the Nutrition Services Department for over 25 years. She worked at Luther Burbank High School, Father Keith B. Kenny Elementary School, and Kit Carson International Academy. Second Vice President Minnick motioned to adjourn to Closed Session in Ms. Williams memory, and Member Woo seconded. The motion passed unanimously.



Jorge A. Aguilar, Superintendent and Board Secretary

NOTE: The Sacramento City Unified School District encourages those with disabilities to participate fully in the public meeting process. If you need a disability-related modification or accommodation, including auxiliary aids or services, to participate in the public meeting, please contact the Board of Education Office at (916) 643-9314 at least 48 hours before the scheduled Board of Education meeting so that we may make every reasonable effort to accommodate you. [Government Code § 54953.2; Americans with Disabilities Act of 1990, § 202 (42 U.S.C. §12132)] Any public records distributed to the Board of Education less than 72 hours in advance of the meeting and relating to an open session item will be available on the District's website at www.scusd.edu