

ANAHEIM UNION HIGH SCHOOL DISTRICT

501 N. Crescent Way, P.O. Box 3520, Anaheim, California 92803-3520, www.auhsd.us

BOARD OF TRUSTEES

Minutes

Tuesday, December 15, 2020

1. CALL TO ORDER–ROLL CALL

Board President Randle-Trejo called the regular meeting of the Anaheim Union High School District Board of Trustees to order at 2:30 p.m.

Present: Annemarie Randle-Trejo, president; Katherine H. Smith, clerk; Anna L. Piercy, assistant clerk; Al Jabbar and Brian O’Neal, members; Michael B. Matsuda, superintendent; Jaron Fried, Ed.D., Brad Jackson, and Colleen Patterson., assistant superintendents; and Karl H. Widell, District counsel.

2. ADOPTION OF AGENDA

Staff requested the following amendments to the amended agenda:

- Page 16 of the agenda, pull item 15.17.3, Exhibit Y, Origami Club, Kennedy High School.
- Exhibit G, replace pages 1 through 29. Changes have been highlighted in yellow.
- Exhibit BBB, replace page 1 to include Joanne Fawley and Dianne Johnson, under Section 1. Replace pages 2 and 3 to include Vanessa Donato and Janine Valverde under Section 3B.

On the motion of Trustee Smith, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the amended agenda. The roll call vote follows.

Ayes: Trustees O’Neal, Jabbar, Piercy, Smith, and Randle-Trejo

3. PUBLIC COMMENTS, CLOSED SESSION ITEMS

There were no requests to speak.

4. CLOSED SESSION

The Board of Trustees entered closed session at 2:33 p.m.

5. RECONVENE MEETING, PLEDGE OF ALLEGIANCE, AND CLOSED SESSION REPORT OUT

5.1 Reconvene Meeting

The Board of Trustees reconvened into open session at 4:15 p.m.

5.2 Pledge of Allegiance and Moment of Silence

Student Representative to the Board of Trustees Elizabeth Ochei led the Pledge of Allegiance to the Flag of the United States of America and provided a moment of silence.

5.3 **Closed Session Report**

Board Clerk Smith reported the following actions taken during closed session.

- 5.3.1 No reportable action taken regarding public employee performance evaluation, superintendent.
- 5.3.2 No reportable action taken regarding negotiations.
- 5.3.3 No reportable action taken regarding personnel.
- 5.3.4 The Board of Trustees, by a vote of 5-0, approved the settlement agreement with Student, providing reimbursement of tuition, fees, and materials in the amount of \$20,000, as well as other reimbursements in the amount of \$4,300.

6. **INTRODUCTION OF GUESTS**

The Board of Trustees recognized our community stakeholders for their interest in the Anaheim Union High School District and for attending our Board meeting. Thank you for your participation and contribution as we create an educational environment that graduates socially aware, civic-minded students who are college and career ready with unlimited opportunities for the 21st century.

7. **REPORTS**

7.1 **Student Representative's Report**

Elizabeth Ochei, student representative to the Board of Trustees, reported on student activities throughout the District.

7.2 **Reports of Associations**

Sharon Yager, CSEA president, introduced Jackie Brock, incoming CSEA president. In addition, she thanked the Board for allowing classified staff to work partially remotely, in order to protect their health and well-being.

Grant Schuster, ASTA president, thanked District and Board for cooperating on working conditions. Additionally, he reported that he is thankful for the collaboration with different organizations in order to make COVID-19 testing accessible to staff and the community.

Sylvia Onopa, APGA co-president, thanked the Board for allowing counselors the flexibility to work remotely, and allowing temporary counselors to stay on until the end of the year, as well as gave a detailed report on each school site.

Hilda Vazquez, ALTA president, thanked the Board and Cabinet for making the health and safety of the staff and community a priority. She reported school sites are conducting virtual Parent Learning Walks and social emotional workshops, as well as supporting students with college applications.

7.3 **Parent Teacher Student Association (PTSA) Reports**

There was no report.

8. **PUBLIC COMMENTS, OPEN SESSION ITEMS**

8.1 Eric Christen spoke against item 16.7, Amendment, Community Benefits Agreement, stating it would not benefit the District.

8.2 Samira Zuniga, District student, expressed her concerns regarding the changes in the distance learning schedule.

9. **OATH OF OFFICE**

The Oath of Office was administered to Trustees Brian O'Neal and Katherine H. Smith.

10. **ELECTION OF OFFICERS**

The Board of Trustees was requested to participate in a brief discussion on the election process prior to the nomination and selection of Trustees for the listed positions.

10.1 **President of the Board of Trustees**

Trustee Smith nominated Trustee Piercy for the position of president of the Board of Trustees.

Action:

On the motion of Trustee Smith, duly seconded and unanimously carried, the Board of Trustees selected Trustee Piercy for the position of president of the Board of Trustees. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

10.2 **Clerk of the Board of Trustees**

Trustee Randle-Trejo nominated Trustee Smith for the position of clerk of the Board of Trustees.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees selected Trustee Smith for the position of clerk of the Board of Trustees. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

10.3 **Assistant Clerk of the Board of Trustees**

Trustee O'Neal nominated Trustee Jabbar for the position of assistant clerk of the Board of Trustees.

Action:

On the motion of Trustee O'Neal, duly seconded and unanimously carried, the Board of Trustees selected Trustee Jabbar for the position of assistant clerk of the Board of Trustees. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

11. **APPOINTMENTS TO THE BOARD OF TRUSTEES**

11.1 **Secretary**

Action:

On the motion of Trustee Jabbar, duly seconded and unanimously carried, the Board of Trustees appointed the superintendent as the secretary of the Board of Trustees. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

11.2 **Assistant Secretary**

Action:

On the motion of Trustee Jabbar, duly seconded and unanimously carried, the Board of Trustees appointed the assistant superintendent, Business, as the assistant secretary of the Board of Trustees. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

11.3 **Parliamentarian**

Action:

On the motion of Trustee Jabbar, duly seconded and unanimously carried, the Board of Trustees appointed the District counsel as the parliamentarian of the Board of Trustees. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

11.4 **Chief Negotiator**

Action:

On the motion of Trustee Jabbar, duly seconded and unanimously carried, the Board of Trustees appointed the assistant superintendent, Human Resources, as the chief negotiator of the Board of Trustees. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

12. **ESTABLISH DAY AND HOUR FOR REGULAR SCHOOL BOARD MEETINGS**

The Board of Trustees was requested to determine the calendar for the 2021 regular school Board meetings. Regular meetings will be held on Thursdays, with the exception of Tuesday, September 14, 2021, and Tuesday, December 14, 2021. All regular meetings will begin at 4:00 p.m., if being held virtually due to COVID-19 restrictions, or 6:00 p.m., for in-person open session.

Action:

On the motion of Trustee O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees reviewed the dates provided and approved the schedule for the 2021 regular Board of Trustees' meetings. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

13. **BOARD OF TRUSTEES' APPOINTMENTS TO COMMITTEES**

Action:

On the motion of Trustee O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees reviewed the various committees, as listed on the exhibit, reached a consensus on which Trustee will participate on the various committees, and approved the appointments to all committees with one vote. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

14. **PRESENTATIONS**

14.1 **2020-21 First Interim Budget Report**

Background Information:

Education Code Section 42131 (a)(1) states that pursuant to the reports required by Section 42130, the governing board of each school district shall certify, in writing, within 45 days after the close of the period being reported, whether the school district is able to meet its financial obligations for the remainder of the fiscal year and, based on current forecasts, for the two subsequent fiscal years. These certifications shall be based upon the Board's assessment, on the basis of standards and criteria for fiscal stability adopted by the State Board of Education, pursuant to Section 33127 of the District budget, as revised to reflect current information regarding the adopted state budget, district property tax revenues pursuant to Sections 95 through 100 inclusive, of the Revenue and Taxation Code, and ending balances for the preceding fiscal year as reported pursuant to Section 42100. The certifications shall be classified as positive, qualified, or negative, as prescribed by the superintendent of public instruction for the purposes of determining subsequent actions by the superintendent of public instruction, the controller, or the county superintendent of schools, pursuant to subdivisions (b) and (c). These certifications shall be based upon the financial and budgetary reports required by Section 42130, but may include additional financial information known by the governing board to exist at the time of each certification. For purposes of this subdivision, a positive certification shall be assigned to any school district that, based upon current projections, will meet its financial obligations for the current fiscal year and subsequent two fiscal years. A qualified certification shall be assigned to any school district that, based upon current projections, may not meet its financial obligations for the current fiscal year, or two subsequent fiscal years. A negative certification shall be assigned to any school district that, based upon current projections, will be unable to meet its financial obligations for the remainder of the fiscal year or the subsequent fiscal year.

Current Consideration:

The Board received a presentation from the Business Services consultant regarding the District's fiscal solvency.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the information.

14.2 **School Dismissal and Distance Learning**

Background Information:

On March 13, 2020, the Board of Trustees unanimously passed and adopted Resolution No. 2019/20-BOT-02, declaring a local emergency due to the outbreak and spread of the novel coronavirus (COVID-19). In recognition of the existing emergency, the District ultimately closed physical school sites for students through the end of the 2019-20 year. On July 16, 2020, the Board of Trustees, following review and analysis of local data and information, unanimously passed and adopted Resolution No. 2020/21-BOT-02, approving a full virtual/distance learning instructional model, where students are not on campus, to start the 2020-21 year. The following day, the Governor confirmed that Orange County schools would be required to start the school year in distance learning. Since March 13, 2020, and throughout the pandemic, District administrators, faculty, and staff have been developing, implementing, and constantly improving a program of distance learning to ensure the continued education of AUHSD students during the period of school dismissal resulting from COVID-19. District staff has also worked to meet the needs of the community in other ways, including distribution of meals and technology, among other things.

Current Consideration:

District staff members will provide an update on the District's efforts in response to school dismissal and distance learning resulting from the COVID-19 pandemic.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the information.

15. **ITEMS OF BUSINESS**

RESOLUTIONS

15.1 **Resolution No. 2020/21-BOT-06, Temporary Grading System: First Semester of the 2020-21 Year**

Background Information:

Since March 13, 2020, District administrators, faculty, and staff have been developing and implementing a program of distance learning to ensure the continued education of AUHSD students during the period of school dismissal resulting from the novel coronavirus, also known as COVID-19. In response to these circumstances, the Board of Trustees unanimously approved Resolution No. 2019/20-BOT-03 and Resolution No. 2019/20-BOT-05, which, among other things, supported equity-based and "hold harmless" grading for all students for the second semester of the 2019-20 year.

On July 16, 2020, the Board of Trustees, following review and analysis of local data and information, unanimously passed and adopted Resolution No. 2020/21-BOT-02, approving a full distance learning instructional model, where students are not on campus, to start the 2020-21 year. Students currently remain in distance learning.

Current Consideration:

The regular grading system for pupil performance in the Anaheim Union High School District is set forth in Board of Trustees Policy 71101.02. Distance learning is underway, and the

entire AUHSD community has come together to meet the unprecedented challenge presented by COVID-19 and the measures necessary to halt its progression, yet those measures also present practical impacts upon the normal progression of learning, including regular grading. Through outreach efforts and home visits, District staff have witnessed and learned how the pandemic has made student access to learning far more challenging, including, but not limited to, issues with internet connectivity, navigating online platforms, living in environments with multiple siblings or families in the same dwelling, responsibility for caring for siblings and other family members, as well as impoverished physical circumstances beyond the student's control, including lack of adequate workspace to perform school work. To mitigate against those impacts and to provide equity and focus on learning, this Resolution suspends the regular grading system and adopts the temporary grading system promulgated by the Education Division, with support of the Anaheim Secondary Teachers Association, for the first semester of the 2020-21 year.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee O'Neal and duly seconded, the Board of Trustees adopted Resolution No. 2020/21-BOT-06. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.2 **Resolution No. 2020/21-BOT-07, Graduation Requirement: Class of 2021**

Background Information:

Since March 13, 2020, District administrators, faculty, and staff have been developing and implementing a program of distance learning to ensure the continued education of AUHSD students during the period of school dismissal resulting from the novel coronavirus, also known as COVID-19. In response to these circumstances, the Board of Trustees unanimously approved Resolution No. 2019/20-BOT-03, which, among other things, suspended the regular requirements for graduation and receipt of a diploma set forth in Board of Trustees Policy 71105 for the class of 2020 as follows: Students in the class of 2020 were required to earn the minimum California requirements for graduation, plus any combination of other credits for a total of 160 credits to graduate and receive a diploma.

On July 16, 2020, the Board of Trustees, following review and analysis of local data and information, unanimously passed and adopted Resolution No. 2020/21-BOT-02, approving a full distance learning instructional model, where students are not on campus, to start the 2020-21 year. Students currently remain in distance learning.

Current Consideration:

The regular requirements for graduation and receipt of a diploma from the Anaheim Union High School District are set forth in Board of Trustees Policy 71105. Distance learning is underway, and the entire AUHSD community has come together to meet the unprecedented challenge presented by COVID-19 and the measures necessary to halt its progression, yet those measures also present practical impacts upon the normal progression of learning leading to completion of graduation requirements. Through outreach efforts and home visits, District staff have witnessed and learned how the pandemic has made student access to learning far more challenging, including, but not limited to, issues with internet connectivity, navigating online platforms, living in environments with multiple siblings or families in the same dwelling, responsibility for caring for siblings and other family members, as well as impoverished physical circumstances beyond the student's control,

including lack of adequate workspace to perform school work. To mitigate against those impacts and to provide equity and focus on learning, this Resolution suspends the regular graduation requirements for the class of 2021 as follows: Students in the class of 2021 are required to earn the minimum California requirements for graduation, plus any combination of other credits for a total of 160 credits to graduate and receive a diploma.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Jabbar and duly seconded, the Board of Trustees adopted Resolution No. 2020/21-BOT-07. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.3 **Resolution No. 2020/21-B-08, Adjustments to Income and Expenditures, General Fund; Resolution No. 2020/21-B-09, Adjustments to Income and Expenditures, Various Funds; and the 2020-21 First Interim Report**

Background Information:

Education Code Section 42131 (a)(1) states that pursuant to the reports required by Section 42130, the governing board of each school district shall certify, in writing, within 45 days after the close of the period being reported, whether the school district is able to meet its financial obligations for the remainder of the fiscal year and, based on current forecasts, for the two subsequent fiscal years. These certifications shall be based upon the Board's assessment, on the basis of standards and criteria for fiscal stability adopted by the State Board of Education, pursuant to Section 33127 of the District budget, as revised to reflect current information regarding the adopted state budget, District property tax revenues pursuant to Sections 95 through 100 inclusive, of the Revenue and Taxation Code, and ending balances for the preceding fiscal year as reported pursuant to Section 42100. The certifications shall be classified as positive, qualified, or negative, as prescribed by the superintendent of public instruction for the purposes of determining subsequent actions by the superintendent of public instruction, the controller, or the county superintendent of schools, pursuant to subdivisions (b) and (c). These certifications shall be based upon the financial and budgetary reports required by Section 42130, but may include additional financial information known by the governing board to exist at the time of each certification. For purposes of this subdivision, a positive certification shall be assigned to any school district that, based upon current projections, will meet its financial obligations for the current fiscal year and subsequent two fiscal years. A qualified certification shall be assigned to any school district that, based upon current projections, may not meet its financial obligations for the current fiscal year, or two subsequent fiscal years. A negative certification shall be assigned to any school district that, based upon current projections, will be unable to meet its financial obligations for the remainder of the fiscal year or the subsequent fiscal year.

Current Consideration:

In certifying the 2020-21 First Interim Report as positive, the Board of Trustees understands its fiduciary responsibility to maintain fiscal solvency for the current and subsequent two fiscal years.

Budget Implication:

As part of the interim reporting process, budget adjustments are made to income, expenditures, and fund balances. Resolution No. 2020/21-B-08, Adjustments to Income and

Expenditures, General Fund, and Resolution No. 2020/21-B-09, Adjustments to Income and Expenditures, Various Funds, authorizes budget adjustments per Education Code Sections 42602 and 42610.

Action:

1. On the motion of Trustee Smith and duly seconded, the Board of Trustees adopted Resolution No. 2020/21-B-08 and Resolution No. 2020/21-B-09. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

2. On the motion of Trustee Smith, duly seconded and unanimously carried, the Board of Trustees approved the positive certification of the 2020-21 First Interim Report that the District will meet its financial obligations. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.4 **Resolution No. 2020/21-B-10, Accounting of Developer Fees**

Background Information:

Government Code Sections 66006(b) and 66001(d) require the District to make an annual and a five-year accounting of the collected developer fees (Fees) available to the public, and be reviewed by the Board of Trustees. The Fees, which are recorded in the Capital Facilities Fund, are received from new residential and commercial/industrial development. The Fees are used to mitigate the impact of new development on the District's school facilities.

Current Consideration:

The developer fee reports are for the 2019-20 fiscal year. Pursuant to statutory requirements, the reports have been made available to the public fifteen days prior to the District's Board meeting, and will be reviewed by the Board of Trustees prior to adopting a resolution, which affirms the reported information. The reports are available for viewing in the Accounting Department.

Budget Implication:

There is no impact to the budget. This is a reporting of developer fee financial information only.

Action:

On the motion of Trustee Jabbar and duly seconded, the Board of Trustees adopted Resolution 2020/21-B-10. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.5 **Resolution No. 2020/21-B-11, Signature Authorization**

Background Information:

The Board of Trustees was requested to adopt Resolution No. 2020/21-B-11, Signature Authorization. In accordance with Education Code Section 42633, the governing board of each school district shall be responsible for filing or causing to be filed with the county superintendent of schools the verified signature of each person authorized to sign orders in its name.

Except for districts determined to be fiscally accountable pursuant to Section 42650, no order on the funds of any school district shall be approved by the county superintendent of schools unless the signatures are on file in his office and he is satisfied that the signatures on the order are those of persons authorized to sign the order.

Current Consideration:

The Orange County Department of Education requires that all designated personnel authorized to sign various documents, and as listed on the attached resolution, be approved by the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Smith and duly seconded, the Board of Trustees adopted Resolution No. 2020/21-B-11. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.6 **Resolution No. 2020/21-B-12, Authorization of Approval of Vendor Claims/Orders**

Background Information:

The District has been using the Orange County Department of Education's (OCDE) financial system since July 1, 2001. While the District's Accounting Department enters the vendor claims/orders for payment, OCDE is responsible for processing the physical warrant, or the electronic transfer. Before OCDE will do this process, a District administrator must approve the claims/orders for payment. OCDE requires a resolution stating the names of the administrators authorized to approve the issuance of warrants or electronic transfers.

Current Consideration:

This resolution will authorize Dr. Nancy C. Nien, Karen Orr, Jeri Chinarian, and Ester Yanez to approve vendor claims/orders payments electronically. All previous authorizations are rescinded.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2020/21-B-12. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.7 **Resolution No. 2020/21-F-06, Authorization to Sign Applications and Associated Documents**

Background Information:

California school districts have the potential of realizing significant state funding contributions under the School Facility Program, which is administered by the Office of Public School Construction (OPSC) and the State Allocation Board (SAB). The District has adopted a Facilities Master Plan, which includes projects funded with the proceeds of a General Obligation Bond and other funds. The District is interested in leveraging its funds by

seeking eligibility for modernization, and new construction, and other state funding opportunities under the School Facility Program.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2020/21-F-06 in support of applications for eligibility determination and funding authorization to the Office of Public School Construction (OPSC) and the California Department of Education. The resolution also designates the individuals listed below to execute any and all required documents associated with the applications.

Michael Matsuda, superintendent
Dr. Nancy Nien, assistant superintendent, Business
Patricia Neely, director, Facilities, Planning, Design, and Construction

All previous authorizations are rescinded upon adoption of this resolution.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Smith and duly seconded, the Board of Trustees adopted Resolution No. 2020/21-F-06. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.8 **Resolution No. 2020/21-F-07, Delegate Authority to District Staff to Enter into Change Orders Not to Exceed \$100,000**

Background Information:

Public Contract Code Section 20118.4 states that a school district's governing board may enter into change orders in an amount not to exceed ten percent. Education Code Section 35161 permits a school district's governing board to delegate its statutory powers and duties to District staff to enter into change orders in an amount not to exceed ten percent. The District has been using this mechanism of approving changes to construction contracts for over ten years.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2020/21-F-07 delegating authority to the superintendent, and to the assistant superintendent, Business to approve change orders that do not exceed \$100,000.

All previous authorizations are rescinded upon adoption of this resolution.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2020/21-F-07. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

BUSINESS SERVICES

15.9 Board Policy, Multiple Policies, Second Reading

Background Information:

In 2018-19, the Business Services Division began the process of revising and updating many of the Board policies due to the requirements of Universal Grant Guidance. Policies were updated using the policies developed by the California School Boards Association (CSBA). Since these initial revisions, the Division has reviewed all of the policies completed by CSBA to serve as revisions, replacements, or additions to current AUHSD policies.

Current Consideration:

The Business Division submitted the following policies for review and/or approval:

15.9.1 Revised Board Policy 7704.12, Student Body Organizations

15.9.2 Revised Board Policy 9702 (3280), Sale or Lease of District-Owned Real Property

15.9.3 Revised Board Policy 9701.01 (1330), Community Use of School Facilities

15.9.4 Revised Board Policy 91401.08 (1330.1), Joint Use Agreements

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Jabbar, duly seconded and unanimously carried, the Board of Trustees reviewed and approved the Board policies listed above. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.10 Agreement, Trustmark Health Benefits, Inc.

Background Information:

Due to the District providing a self-funded Provider Organization (PPO) and Exclusive Provider Organization (EPO) programs as part of our health and welfare program, the District requires the services of a Third-Party Administrator (TPA) to support the management and oversight of the PPO and EPO services.

Current Consideration:

Through a Request for Proposal (RFP) process, combined with a presentation to the District's Insurance Committee, it was decided that it would be in the District's best interest to move to a new TPA. The committee selected Trustmark Health Benefits, Inc. (Trustmark) as the new provider. Trustmark has nearly 50 years of industry experience and is a respected TPA that will provide administration for the self-funded PPO and EPO programs. There were two notable benefits to this company: 1) enhanced TPA services, including better customer service experience and reporting features; and 2) management of our District's COBRA program.

The District previously used Benefits and Risk Management Services, Inc. (BRMS) as our TPA.

Budget Implication:

Claim administration services will be provided January 1, 2021, through December 31, 2021. It is anticipated that the budget implications will include a first-year increased cost of approximately \$267,664, over the current BRMS annual cost of \$1,341,803. This includes

the runout costs charged by BRMS at \$15 per claim processed, and an increase per employee enrolled in the PPO and EPO programs. (Health and Welfare Fund)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the agreement with Trustmark Health Benefits, Inc. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.11 **Agreement, Arcina Risk Group**

Background Information:

Due to the District's involvement in several lawsuits, which cannot be tendered to the current insurance broker, and the fact that finding the prior broker and carrier is beyond the abilities of staff, the District is in need of an insurance archaeology.

Current Consideration:

District staff and the current insurance broker have spent over two months researching in an effort to identify the District insurance carriers from several decades ago. The insurance archaeologist will review all existing District records and identify and contact outside sources for policy information. Deliverables include: Organized hard and digital copies of any pertinent insurance documents located as a result of research, a policy schedule, as well as a status/project report and additional recommendations (if warranted).

Budget Implication:

Arcina Risk Group bills on a time and expense basis with rates for archaeology ranging from \$95 to \$315 per hour. Rates typically blend to less than \$200 per hour. The estimated cost for this project is 50-60 hours at a cost not to exceed \$15,000. (General Fund)

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees approved the agreement with Arcina Risk Group. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

Absent: Trustee Jabbar

15.12 **Agreement, Zoom Video Communications, Inc.**

Background Information:

Video conferencing has been a challenging service the District has been providing to all stakeholders. While our primary use is for delivery of instruction, there are also several other use cases such as staff meetings, department meetings, and Board meetings. There are certain feature sets and infrastructure considerations that has prompted the District to look at other conferencing solutions. The District surveyed teachers in late September 2020, on their video conferencing preferences. Nearly 500 teachers responded, and two themes emerged. While many teachers want to stay the course with Schoology Conferences, a plurality of teachers indicated Zoom Video Communications Inc. (Zoom) as their preference for video conferencing. Zoom also has a solution for multilingual meetings, which our current video conferencing solutions do not natively support.

Current Consideration:

Zoom provides functionality that Schoology Conferences (Conferences) does not. This includes the ability for: 1) students to change or blur their background; 2) teachers to be able to set up recurring online meetings; 3) teachers and other meeting hosts to download their recorded meetings; and 4) teachers to view up to 49 cameras at a time. Currently, teachers can only see up to five cameras at a time in Conferences.

The District's Family and Engagement Specialists (FACES) are also going to use Zoom to host multi-lingual meetings, where the current conferencing option does not have native support for this feature.

The agreement provides for 2,500 user licenses, and the ability to host an annual webinar with up to 1,000 participants, if ever needed. Services are being provided October 29, 2020, through October 28, 2021.

Budget Implication:

The cost is not to exceed \$40,500. (Learning Loss Mitigation Fund and State Learning Loss Mitigation Funds [Prop 98])

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees ratified the agreement. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

EDUCATIONAL SERVICES

15.13 Revised Board Policy 71105 (6146.1), High School Graduation Requirements, Second Reading

Background Information:

Board Policy 71105 (6146.1), High School Graduation Requirements, sets forth the District's commitment to ensure students are provided the opportunity to become College, Career and Life Ready. The District's graduation requirements are designed to ensure proficiency on curriculum standards, provide a common base of general education, encourage academic excellence and participation in enrichment studies, and comply with California law. Our graduation policy drives decisions in terms of District practices and protocols. Included as part of Board Policy 71105 (6146.1), High School Graduation Requirements, is the requirement to take a course that meets the digital literacy requirement. This requirement has been in place for the past nine years. The vision of this requirement was to make the skills related to digital literacy a part of their experience in the District. Currently, courses that meet the digital literacy graduation requirement embed a digital literacy unit. Students explore concepts surrounding internet safety, cyberbullying, netiquette, digital literacy, plagiarism, and maintaining a digital footprint.

Current Consideration:

These digital literacy concepts are more important now than ever before. Therefore, the District has begun to intentionally design digital literacy experiences that are integrated across content areas and grade levels, from junior high to high school. This includes unpacking components of digital literacy, such as netiquette, internet safety, cyberbullying, online privacy, social engineering and cybersecurity overview. The District is also designing a scope and sequence for an ongoing set of targeted standards to be regularly addressed by District teachers of all subject areas at all grade levels. This revision of Board Policy 71105

(6146.1), High School Graduation Requirements, removes the digital literacy requirement. The original vision of making digital literacy skills and competencies a part of every student's experience here in the District will not only continue, but will be intentionally enhanced across all six years of their journey.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Jabbar, duly seconded and unanimously carried, and the Board of Trustees reviewed and approved revised Board Policy 71105 (6146.1). The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.14 **Adoption, Budget Overview for Parents**

Background Information:

California Education Code Section 52064.1 requires each school district to develop the Local Control Funding Formula (LCFF) Budget Overview for Parents in conjunction with the Local Control and Accountability Plan (LCAP) by July 1 of each year. Senate Bill 98 added Education Code Section 43509, which changed the adoption date for the Budget Overview for Parents for the 2020–21 year. Local governing boards or governing bodies are now required to adopt and submit the Budget Overview for Parents on or before December 15, 2020, in conjunction with the first interim budget report.

Current Consideration:

The Budget Overview for Parents was presented to the Board for adoption.

Budget Implication:

This report was presented in conjunction with the first interim budget report.

Action:

On the motion of Trustee Jabbar, duly seconded and unanimously carried, the Board of Trustees adopted the Budget Overview for Parents. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.15 **Memorandum of Understanding (MOU), North Orange County Regional Occupational Program (NOCROP), Extra Duty Pay**

Background Information:

The North Orange County Regional Occupational Program (NOCROP) participates in a Joint Powers Agreement with the District to provide Career and Technical Education coursework and career readiness training to District students. NOCROP instructors have industry and educational expertise, and are important in school and Districtwide efforts to provide the best possible outcomes for students.

Current Consideration:

The District and NOCROP would like to enter into a MOU to provide a process for NOCROP to pay its instructors for performing agreed upon extra duties for the District. District staff will follow District requirements before approving extra hours or a stipend for NOCROP

instructors. This MOU is effective July 1, 2020, through June 30, 2021. The MOU will be signed following Board approval.

Budget Implication:

There is no anticipated additional cost to the District.

Action:

On the motion of Trustee Smith, duly seconded and unanimously carried, the Board of Trustees ratified the MOU. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.16 **Memorandum of Understanding (MOU), Orange County (OCDE), Department of Education, Mental Health Student Services Act (MHSSA) Partnership 2020-24**

Background Information:

The Orange County Superintendent of Schools, operating as the Orange County Department of Education (OCDE), is seeking a Memorandum of Understanding (MOU) with the District. On December 12, 2019, a Request for Applications (RFA) was released under the Mental Health Student Services Act (MHSSA) grant. The RFA was focused on funding partnerships between educational and county mental health agencies with the goal of increasing access to mental health services in locations that are easily accessible to students and their families.

Current Consideration:

OCDE agreed to accept the full MHSSA grant amount from the County to provide seven regional Mental Health Student Services Coordinators with all 27 school districts in Orange County and identified alternate and charter school partners who will coordinate a variety of mental health services for students and families, focusing on creating a coordinated system of access and care. Services are being provided September 1, 2020, through August 31, 2024.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Smith, duly seconded and unanimously carried, the Board of Trustees ratified the MOU. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.17 **School-Sponsored Student Organizations**

Background Information:

The Board of Trustees shall give approval for the establishment of all student organizations. The proposed organizations shall not engage in any activities, other than those that are organizational in nature, until the Board of Trustees has approved its application.

Current Consideration:

The following schools submitted school-sponsored student organization applications:

15.17.1 Students for Justice in Palestine, Cypress High School

15.17.2 HRA (Humanitarian Resource Association) Club, Kennedy High School

Budget Implication:

Each school-sponsored student organization offsets operational costs through donations and fundraising efforts.

Action:

On the motion of Trustee O'Neal, duly seconded and unanimously carried, the Board of Trustees approved the school-sponsored organization applications. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

HUMAN RESOURCES

15.18 Proposed 2021-22 Student/Teacher Calendar

Background Information:

The Student/Teacher Calendar is an instructional calendar that is negotiated between the District and the Anaheim Secondary Teacher's Association (ASTA). The District and ASTA engaged in negotiations and reached a tentative agreement for Student/Teacher Calendar for the 2021-22 year.

Current Consideration:

The 2021-22 Student/Teacher Calendar specifies all teacher start/end dates, student start/end dates, vacation periods, and holidays. Additionally, the calendars designate dates for staff development days/non-student days, quarters, semesters, and deadlines for progress reports and grades.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees adopted the 2021-22 Student/Teacher Calendar. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.19 Initial Contract Proposal, AUHSD to Anaheim Secondary Teachers Association (ASTA)

Background Information:

In accordance with Board Policy 6500.01, the District's initial contract proposal to ASTA must be presented in writing to the Board of Trustees.

Current Consideration:

Before the negotiation process begins, proposals are presented to the public via a Board of Trustees' meeting. The District's initial contract proposal to ASTA for the 2020-21 year was presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the proposal in order to proceed to the public hearing.

15.20 **Public Hearing, Initial Contract Proposal, AUHSD to Anaheim Secondary Teachers Association (ASTA)**

Background Information:

The Board of Trustees was required to hold a public hearing to hear comments related to the District's initial contract proposal to ASTA.

Current Consideration:

The Board must hold a public hearing of the District's initial contract proposal to ASTA for the 2020-21 year. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the proposal.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board formally opened a public hearing to provide the public an opportunity to speak on the proposal.

President Piercy opened the public hearing at 6:56 p.m.

There were no requests to speak.

President Piercy closed the public hearing at 6:56 p.m.

15.21 **Initial Contract Proposal, Anaheim Secondary Teachers Association (ASTA) to AUHSD**

Background Information:

In accordance with Board Policy 6500.01, the Anaheim Secondary Teachers Association's (ASTA) initial contract proposal to the District must be presented in writing to the Board of Trustees.

Current Consideration:

Before the negotiation process begins, proposals are presented to the public via a Board of Trustees' meeting. The ASTA initial contract proposal to the District for the 2020-21 year was presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the proposal in order to proceed to the public hearing.

15.22 **Public Hearing, Initial Contract Proposal, Anaheim Secondary Teachers Association (ASTA) to AUHSD**

Background Information:

The Board of Trustees was required to hold a public hearing to hear comments related to the Anaheim Secondary Teachers Association's (ASTA) initial contract proposal to the District for the 2020-21 year.

Current Consideration:

The Board must hold a public hearing of ASTA's initial contract proposal to the District for the 2020-21 year. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the proposal.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board formally opened a public hearing to provide the public an opportunity to speak on the proposal.

President Piercy opened the public hearing at 6:57 p.m.

There were no requests to speak.

President Piercy closed the public hearing at 6:57 p.m.

15.23 **Revised Board Policy 8708, Sexual Harassment, Students, Second Reading**

Background Information:

Board Policy 8708, Sexual Harassment, Students, provides the procedure for students to make complaints alleging sexual harassment. The policy was last revised in 2019.

Current Consideration:

The Board of Trustees was requested to review and/or approve the second reading of revised Board Policy 8708, Sexual Harassment, Students. The revised policy includes new language to ensure compliance.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee O'Neal, duly seconded and unanimously carried, the Board of Trustees reviewed and approved revised Board Policy 8708, Sexual Harassment, Students. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.24 **Revised Board Policy 6106; 6106-R, Sexual Harassment, Employees and Applicants, Second Reading**

Background Information:

Board Policy 6106; 6106-R, Sexual Harassment, Employees and Applicants, provides the procedure for District employees and applicants to make complaints alleging sexual harassment. The policy was last revised in 2018.

Current Consideration:

The Board of Trustees was requested to review and/or approve the second reading of revised Board Policy 6106; 6106-R, Sexual Harassment, Employees and Applicants. The revised policy includes new language to ensure compliance.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees reviewed and approved revised Board Policy 6106; 6106-R, Sexual Harassment, Employees and Applicants. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

15.25 **Revised Board Policy 6201.02, Reasonable Accommodation, Second Reading**

Background Information:

Board Policy 6201.02, Reasonable Accommodation, provides information regarding reasonable accommodations for District employees and applicants. The policy was last revised in 1995.

Current Consideration:

The Board of Trustees was requested to review and/or approve the second reading of revised Board Policy 6201.02, Reasonable Accommodation. The revised policy includes new language to ensure compliance.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees reviewed and approved revised Board Policy 6201.02, Reasonable Accommodation. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

16. **CONSENT CALENDAR**

On the motion of Trustee O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees approved all consent calendar items, with the exception of items 16.7 pulled by Trustee Jabbar, as well as 16.14, Exhibit NN, and 16.15, Exhibit PP, pulled by Trustee O'Neal. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

BUSINESS SERVICES

16.1 **AB 1808, Classified School Employee Summer Assistance Program (CSESAP)**

Background Information:

In the Omnibus Education Trailer Bill, AB 1808, signed by the Governor on June 27, 2018, the Legislature appropriated \$50 million to provide matching grant assistance to eligible classified employees. The purpose of the matching grant funds is to encourage classified employees, who work 11 months or less per year, who would otherwise not be paid during the summer months to defer a portion of their pay. Employee participation in the program is voluntary. Depending upon the number of school districts and classified employees who elect to participate, the matching grant would provide up to a one-to-one match of deferred

pay (limited to a maximum of 10 percent of the employee's monthly pay). District participation is optional. The District is currently participating in the program for 2020-21. The District is required to determine whether to participate in the program for 2021-22 and notify classified employees by January 1, 2021. Once the District notifies classified employees that the District is participating in the program, that decision becomes irrevocable.

AB 1808 provides that the State matching funds received by eligible employees under this program would not be considered compensation for purposes of determining CalPERS retirement benefits.

Current Consideration:

The District will notify all classified employees of the District's intent to participate in the CSESAP, December 2020. In January 2021, eligible employees will be informed about the program, and invited to informational meetings to learn more about the specifics of the program. Per AB 1808 regulations, employees must determine if they wish to participate in the program by March 1, 2021.

Budget Implication:

Not all classified employees would be eligible to participate in the program, only classified employees that work 11 months or less, who were employed by the District for at least a year, and who are paid less than \$62,400 would be eligible. Business Services estimates that 1,013 classified employees that work 11 months or less of the District would be eligible to participate in the matching grant program, although it is unknown how many would elect to do so.

Costs for the program will include administrative costs for processing participation forms, changes in participation level, and accounting for the disbursement of the matching grant funds. In addition, the State will pay the matching grant funds directly to the District, which will then be disbursed as regular payroll. Although the matching grant funds are not considered "compensation" for CalPERS retirement purposes, which means that CalPERS contributions do not need to be paid on the matching grant amount, the funds will be considered ordinary income and taxes will have to be withheld and paid on that amount. Business Services estimates that the District will have to pay an amount equal to 10.3261 percent of the matching grant funds for employer payroll taxes. If all eligible employees participated and deferred the maximum amount, and there was a one-to-one match by the State, Business Services estimates that the District's tax payment for the matching funds would not exceed \$318,362.

Action:

The Board of Trustees approved the participation in the AB 1808, Classified School Employee Summer Assistance Program.

16.2 **Membership, Super Co-Op**

Background Information:

The Super USDA Foods Cooperative (Super Co-Op) is a California cooperative consisting of public school agencies for the purpose of obtaining USDA foods for school meals. Anaheim Union High School District is a member of the Super Co-Op with San Mateo-Foster City School District as the Lead Agency. Each year, by December 1, each member of the Super Co-Op must inform the Lead Agency of their intent to continue membership or assign their commodities to the California Department of Education's Food Distribution Program.

Current Consideration:

Anaheim Union High School District would like to continue its membership in the Super Co-Op for the 2021-22 year. This membership assigns the Lead Agency of the Super Co-Op with the authority to contract for USDA commodity processed foods and related services on behalf of the District. This one-year membership is for the 2021-22 year, renewable annually by the District's assistant superintendent, Business or designee. The membership agreement will be signed following Board approval.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees approved the membership.

16.3 **Piggyback, T-Mobile USA, Inc.**

Background Information:

The District provides cell phones to more than 300 staff for a myriad of reasons. Cell phones are distributed to all administrators to enable them to stay connected, and to a number of classified staff that travel between sites, and/or need to connect in the event of afterhours outages. We also issue cell phones to staff for safety purposes such as athletic trainers, special education teachers, and instructional aides that accompany adult transition students into the community. The District last updated all users' cell phones in early 2016.

Current Consideration:

The State of California Department of Technology (CDT) offers various data and telecommunications services, equipment, and products, at competitive pricing through its multiple award agreement California Network and Telecommunications Program (CALNET)–CALNET Next Generation Services. CDT offers state and local agencies opportunities to purchase a comprehensive array of network and telecommunication services that are on a managed contract, with an established service level agreement, while being competitively priced.

The District will be utilizing the State of California Office of Technology Services, CALNET Statewide Agreement C4-CVD-19-001-01, for cellular voice and data services, and related equipment, up to June 30, 2023, including any extensions of the agreement.

Budget Implication:

The cost is estimated at \$115,000 per year, and includes the devices. The cost will vary based on actual usage of the services, and could be more or less than the estimated amount. (Various Funds)

Action:

The Board of Trustees approved the purchase of cellular and data services, including related equipment utilizing CDT's CALNET agreement C4-CVD-19-001-01 from T-Mobile USA, Inc., pursuant to Public Contract Code Sections 10298, 10299, and 12100.

16.4 **Piggyback Bids, Purchase Through Public Corporation or Agency**

Background Information:

Per Public Contract Code (PCC) 20118, a district may acquire various materials, supplies, and equipment by utilizing an existing contract of another public entity, which is commonly known as piggybacking. By piggybacking onto other public agencies existing bids, our

District can take advantage of lower costs through economy-of-scale, and also avoid the time and expense of the public bid process, while keeping the District within legal requirements.

Current Consideration:

Due to current supply chain challenges, the District has been purchasing computer equipment and supplies from CDW Government, LLC (CDW-G). CDWG has access to a sufficient number of computer equipment in their supply chain to be able to deliver the devices on a timely basis for current distance learning requirements.

Staff has analyzed purchasing options for technology, peripherals, and related items, and the following bid can continue to be utilized to acquire these products at their best value to meet current requirement: Irvine Unified School District-Bid-19/20-01 IT Technology Equipment and Peripherals for the purchase of technology equipment, peripherals, and related items to CDW-G. Special pricing has been established for K-12 institutions in Orange County.

The use of the piggybackable contract is not exclusive and the District can purchase similar products from other suppliers as needed.

Budget Implication:

Most purchases have been to support distance learning, the amount is not to exceed \$1,500,000. (Various Funds)

Action:

The Board of Trustees approved the use of the Irvine Unified School District-Bid-19/20-01 IT Technology Equipment and Peripherals piggybackable bid pursuant to PCC 20118 for the purchase of technology, peripherals, and related items from CDW Government, LLC.

16.5 **Piggyback Contract for Computer Equipment, Software, Peripherals and Related Services**

Background Information:

The District has been using Hewlett-Packard products over the years, and the Education and Information Technology Department has established Hewlett-Packard products as the District standard because of their high quality, as well as their reliable service.

The District purchases computer equipment, Chromebooks, software, peripherals, and related services from Hewlett-Packard Company, pursuant to the provisions of Public Contract Code Sections 10298, 10299, and 12100 et seq. utilizing the Master Price Agreement No. MNNVP-133 awarded by the State of Minnesota and the National Association of State Procurement Officials/Western States Contracting Alliance (NASPO/WSCA), including Amendment No. 3 to Contract MNNVP-133, and approved for use by the State of California Department of General Services through the California Participating Addendum 7-15-70-34-001.

Current Consideration:

NASPO/WSCA is an alliance consisting of many states throughout the United States that provides its members with better purchasing power and deeply discounted prices. The contract is a "direct from the manufacturer" purchase, based on volume-discounted prices, where orders can be placed through an approved servicing contractor (authorized reseller). The volume is being pooled with other members of the NASPO/WSCA alliance to obtain the lowest prices. Minnesota was the state that took the lead and processed a bid that resulted

in an award of a contract to Hewlett-Packard Company. The District has been purchasing directly from the Hewlett Packard Company, and can also purchase from Sehi Computer Products, Inc., an approved servicing contractor (authorized reseller). This will allow staff to purchase services, equipment, and software through July 31, 2021.

Budget Implication:

This contract is intended to provide a buying vehicle for the purchase of computer hardware products, Chromebooks, associated peripherals, and accessories to meet the information technology needs of students, staff, and the District's business applications on an as needed basis. Most purchases have been to support distance learning. The total amount of the award is not to exceed \$4,500,000. (Various Funds)

Action:

The Board of Trustees approved the use of the contract for the purchase of computer equipment, software, peripherals, and related services utilizing NASPO/WSCA Master Price Agreement No. MNNVP-133, including Amendment No. 3 to Contract MNNVP-133, approved for use by the State of California's Department of General Services through the California Participating Addendum 7-15-70-34-001 to Hewlett-Packard Company (Hewlett Packard Enterprise and HP. Inc.), directly or to the approved fulfillment subcontractor Sehi Computer Products, Inc.

16.6 **Agreement, Blindside Networks, Inc.**

Background Information:

In August 2020, the Board of Trustees ratified the use of Schoology Conferences Premium (Conferences) hosted by Blindside Networks (Blindside) for the 2020-21 year. Due to the exponential growth in use due to distance learning requirements, Blindside would only provide service through the first semester, but agreed to revisit District use in October 2020, to gauge pricing and support for the second semester. District staff also surveyed teachers in late September about their video conferencing preferences and nearly 500 teachers responded. The majority of teachers wanted to stay the course with Blindside and about 900 teachers were already trained on how to navigate the program. There are still some teachers that want to try a more robust solution.

Current Consideration:

It has become evident that video conferencing is a very important tool for distance learning. The data shows that the District had less than 100 conferences in Schoology prior to dismissal. There are nearly 25,000 video conference users daily in Schoology so far this year. The fact that Conferences are integrated in the District's Schoology learning management system provide teachers with critical integrations that facilitates delivery of instruction. Services will be provided January 1, 2021, through May 31, 2021.

Budget Implication:

The cost is not to exceed \$125,000. (State Learning Loss Mitigation Fund [Prop 98])

Action:

The Board of Trustees approved the agreement.

16.7 **Agreement Amendment, Community Benefits Agreement (CBA)**

Background Information:

On July 14, 2017, the Board of Trustees adopted the resolution to approve a Community Benefits Agreement (CBA) for selected projects funded by Measure H. California Public Contract Code (PCC) Section 2500 defines a CBA (aka Project Labor Agreement–PLA) as a "...prehire collective bargaining agreement that establishes terms and conditions of employment for a specific construction project or projects." The purpose for the CBA is to ensure a sufficient supply of high skilled craftsperson, and to eliminate disruptions or interference with project work while utilizing the most modern, efficient, and effective procedures for construction. The District's CBA is a five-year agreement with the Los Angeles and Orange Counties Building Construction Trade Council, and the Signatory Craft Councils and Unions, which establishes the labor relations guidelines and procedures for Measure H construction work on the project list. In March 2020, the Board adopted a resolution authorizing the superintendent or designee to renegotiate the terms of the current CBA by including an extended term for the agreement, and the addition of more projects.

Current Consideration:

In October 2020, the Board of Trustees directed staff to add projects planned at Western High School to the current CBA. An amendment will be required to include the following projects.

- Western High School Practice Field
- Western High School Site Improvements

All other terms and conditions of CBA will remain unchanged including the agreement's duration, which states that it shall remain effective for a period of five years or until all project work performed under the CBA is complete, whichever occurs first.

Budget Implication:

There is no budget implication until contracts for the added CBA projects are executed.

Action:

On the motion of Trustee Jabbar, duly seconded and unanimously carried, the Board of Trustees approved the amendment to the CBA. The roll call vote follows.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

16.8 **Award of Bid**

The Board of Trustees was requested to award the following bid.

<u>Bid#</u>	<u>Service</u>	<u>Award</u>	<u>Amount</u>
2021-06	Western High School iLab Asbestos Abatement (Measure H Fund and/or Routine Restricted Maintenance Fund)	Environmental Remediation Contractors, Inc.	\$106,285

Action:

The Board of Trustees awarded Bid #2021-06.

16.9 **Add/Change Authorization Form, Express Scripts, Inc.**

Background Information:

The District has been utilizing Express Scripts, Inc. (ESI) as the pharmacy benefit manager of its self-funded Preferred Provider Organization (PPO) and Exclusive Provider Organization (EPO) medical plans since January 1, 2018. Annually, ESI presents cost containment measures to reduce the cost of health benefits to the District's Insurance Committee for review.

Current Consideration:

The RationalMed Program reduces adverse drug risk through enhanced coordination of care by combining medical, pharmacy, and lab data to help identify drug risks.

The Cardiovascular Care Value Program lowers costs on cholesterol medications due to additional discounts and cost caps. Pharmacists support program and medication compliance through contact and communication.

Budget Implication:

The total savings is anticipated to be \$58,197, but actual savings may be more or less based on usage. (Health and Welfare Fund)

Action:

The Board of Trustees approved the authorization form with Express Scripts, Inc.

16.10 **Agreement, Bickmore Actuarial**

Background Information:

The Government Accounting Standards Board (GASB) Statement No. 10 requires the District to accrue a liability on its financial statement for the ultimate cost of claims and expenses associated with all reported and unreported claims. This includes the allocated and unallocated loss adjustment expenses. Professional actuarial services for the District's self-insured general liability program was completed by Bickmore Risk Services for outstanding liabilities as of June 30, 2018. The District is in need of an updated study and analysis of the District's self-insured general liability program.

Current Consideration:

In their study and analysis of the District's self-insured general liability program, Bickmore will provide a projection of loss costs, cash flow and investment income, as well as calculate program funding levels, determine appropriate rates for claims incurred, estimate required funding for the program's outstanding losses for the next two years, and provide a statement of compliance with the Government Accounting Standards Board (GASB) Statements No. 10 and 30. Services will be provided December 16, 2020, through June 30, 2021.

Budget Implication:

The cost is not to exceed \$4,350. (General Fund)

Action:

The Board of Trustees approved the agreement.

16.11 **Declaring Certain Furniture and Equipment as Unusable, Obsolete, and/or Out-of-Date, and Ready for Sale or Destruction**

Action:

The Board of Trustees approved the list of District furniture and equipment as unusable, obsolete, and/or out-of-date, and ready for sale or destruction, as well as authorized proper disposal in accordance with Education Code Section 17545 et al.

16.12 **Declaring Certain Textbooks and Instructional Materials as Unusable, Obsolete, and/or Out-of-Date, Damaged, and Ready for Sale or Destruction**

Action:

The Board of Trustees approved the list of District textbooks and instructional materials as unusable, obsolete, and/or out-of-date, damaged, and ready for sale or destruction as surplus, as well as authorized staff to dispose of the textbooks and instructional materials in accordance with Education Code Section 60510 et al.

16.13 **Donations**

Action:

The Board of Trustees accepted the donations as submitted.

On the motion of Trustee Randle-Trejo, the Board of Trustees ratified items 16.14, Exhibit NN, and 16.15, Exhibit PP, with the following roll call vote.

Ayes: Trustees Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

Abstain: Trustee O'Neal

16.14 **Purchase Order Detail Report and Change Orders**

Action:

The Board of Trustees ratified the reports November 6, 2020, through December 7, 2020.

16.15 **Check Register/Warrants Report**

Action:

The Board of Trustees ratified the report November 6, 2020, through December 7, 2020.

16.16 **SUPPLEMENTAL INFORMATION**

16.16.1 ASB Fund, September 2020

16.16.2 Cafeteria Fund, September 2020

16.16.3 Enrollment, Month 3

EDUCATIONAL SERVICES

16.17 **Independent Contractor Agreement, Anxiety and Depression Center, Perry Passaro, Ph.D.**

Background Information:

The Anxiety and Depression Center provides threat assessment evaluations of students and their families at the request of the District to help determine next steps, supports, and services. The center also provides assessment evaluations for students as requested by the Special Youth Services Department.

Current Consideration:

The Anxiety and Depression Center is used by the District when there is a need for an in-depth assessment, a significant concern that a student may be a danger to self or others, and/or requires further emergency assessment. The Anxiety and Depression Center will provide clinical evaluations that must be conducted by a clinical psychologist who has experience diagnosing and treating significant mental health issues. Services are being provided July 1, 2020, through June 30, 2021.

Budget Implication:

The total cost is not to exceed \$50,000, based on a rate of at least \$1,500, per threat assessment evaluation. (LCFF Fund)

Action:

The Board of Trustees ratified the agreement.

16.18 **Agreement, Marin County Office of Education**

Background Information:

The California Collaborative for Educational Excellence (CCEE) is a statewide agency designed to help deliver on California's promise of a quality, equitable education for every student. CCEE does this by working collaboratively with other state agencies, partner agencies, county offices of education (COEs), and stakeholders. CCEE plays a critical role in strengthening and growing California's system of support, a component of the state's accountability system whose guiding principles include local control and continuous improvement. The District was selected as an inaugural member of the Community Engagement Initiative (CEI), along with five other school districts. Marin County Office of Education is the administrative agent for CCEE. The agreement will be signed following Board approval.

Current Consideration:

The District will enter into agreement with Marin County Office of Education and CCEE in order to recoup costs of participating in CEI. Services are being provided July 1, 2020, through June 30, 2021.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees ratified the agreement.

16.19 **Agreement, Union Bank, Participation Partnership Mission Statement**

Background Information:

Through their In-School Banking Program, Union Bank has operated student-run community bank branches on high school campuses since March 2011, and has operated a student-run branch at Loara High School since 2014. The goals of the partnership are to: educate students and their families about personal financial responsibility; provide students with training and knowledge of the financial services industry; increase the number of students that seek advanced education after high school; support the business curriculum of the District by providing students hands-on application in a business environment; and supply character and career-building opportunities to high school students. Union Bank provides the bank teller training and a Union Bank supervisor during the branch hours of operation. The high school campus branch is only open to serve the students and staff of the school community.

Current consideration:

Union Bank and the District are interested in renewing the agreement for the In-School Banking Program at Loara High School. The District will continue to provide campus space for the bank branch at Loara High School and will continue to incorporate the program into the accounting and financial services pathway at the school. The term of the agreement is January 1, 2021, through December 31, 2023, with the option to renew for an additional two years.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees approved the agreement.

16.20 **Agreement, Anaheim Family YMCA**

Background Information:

The District received funding through the California Department of Education After School Education and Safety (ASES) Program grant for the past 13 years. The District subcontracted the administration of the ASES grant to the Anaheim Family YMCA through the Anaheim Achieves program at Ball, Brookhurst, Dale, Orangeview, South, and Sycamore junior high schools. Anaheim Family YMCA provides program administration, staffing, equipment, materials, training, data collection, and evaluation for the aforementioned schools.

Current Consideration:

The District has been awarded another year of funding by the California Department of Education ASES grant, in the amount of \$793,484.35, for the fiscal year July 1, 2019, through June 30, 2020. The agreement allows the District to pay YMCA for these services. Services are being provided July 1, 2020, through June 30, 2021. The agreement will be signed following Board approval.

Budget Implication:

The District passes the funds to the YMCA, less an indirect cost of five percent of the total ASES funds; therefore, there are no direct implications to the budget. The ASES funds for the 2019-20 year were \$793,484.35. The ASES funds for the 2020-21 year are \$793,484.35. (ASES Grant Fund)

Action:

The Board of Trustees ratified the agreement.

16.21 **Individual Service Contracts**

Action:

The Board of Trustees approved/ratified the individual service contracts as submitted.
(Special Education Fund)

16.22 **Instructional Materials Submitted for Adoption**

The Instructional Materials Review Committee recommended the selected books for Dual Enrollment courses. The books have been made available for public view.

Action:

The Board of Trustees adopted the selected materials.

16.23 **Instructional Materials Submitted for Display**

The Instructional Materials Review Committee (IMRC) recommended the selected material for display, for courses in dual enrollment. Before the material can be approved for adoption, it must be made available for public review. The Board of Trustees was requested to consider adoption of the materials following the end of the period of public display, December 16, 2020, through January 14, 2021.

Action:

The Board of Trustees approved the display.

HUMAN RESOURCES

16.24 **Agreement, Chapman University**

Background Information:

The District has traditionally entered into agreements with university programs to provide opportunities for university students to meet their field work requirements and to gain valuable experience in a professional setting within our District schools. The District has had various student teaching agreements with Chapman University since 1997.

Current Consideration:

This agreement is a renewal of an expired agreement with Chapman University. University students will meet with school site master teachers to be involved in the students' preparation for student teaching. This agreement provides opportunities for student teachers to observe, participate, assist, and teach in the master teacher's classroom for one semester. Master teachers will model to the student teacher effective planning, instruction, and management strategies, as well as discuss these strategies with the student teacher. Additionally, professional attire, development, and conduct will be reviewed. This agreement will be in effect November 1, 2020, through November 1, 2025.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees ratified the agreement.

16.25 **Certificated Personnel Report**

Action:

The Board of Trustees approved/ratified the report as submitted.

16.26 **Classified Personnel Report**

Action:

The Board of Trustees approved/ratified the report as submitted.

SUPERINTENDENT'S OFFICE

16.27 **Public Disclosure of Employment Agreement with the Assistant Superintendent, Business**

Background Information:

On November 19, 2020, the Board of Trustees approved the employment agreement with Dr. Nancy Nien, assistant superintendent, Business.

Current Consideration:

This item was to publicly disclose the employment agreement with the assistant superintendent, Business.

Budget Implication:

There will be a minimal budget impact.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the employment agreement.

17. **SUPERINTENDENT AND STAFF REPORT**

Superintendent Matsuda congratulated Trustee Piercy and thanked Trustee Randle-Trejo for her service. In addition, he thanked Colleen Patterson, interim superintendent, Business Services for her work during her time at the District. He also wished everyone a happy holiday.

Dr. Fried, Mr. Jackson, and Mr. Colón thanked Colleen Patterson, interim superintendent, Business Services for her wisdom and hard work.

18. **BOARD OF TRUSTEES' REPORT**

Trustee O'Neal said he attended the virtual CSBA conference. He also thanked Mrs. Patterson for her knowledge. Additionally, he wished everyone happy and safe holidays.

Trustee Jabbar thanked Mrs. Patterson and wished everyone a happy holiday.

Trustee Smith thanked the Food Services employees for their work at the meal distribution sites. She also wished all a happy holiday.

Trustee Randle-Trejo reported she attended the virtual CSBA conference and wished everyone a happy holiday.

Trustee Piercy thanked all staff for their hard work during this year.

19. **ADVANCE PLANNING**

19.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, January 14, 2021, at 4:00 p.m.

Thursday, February 4
Thursday, March 4
Thursday, April 8
Thursday, May 6
Thursday, June 10
Thursday, June 17

Thursday, July 15
Thursday, August 12
Tuesday, September 14
Thursday, October 14
Thursday, November 18
Tuesday, December 14

19.2 **Suggested Agenda Items**

Trustee O'Neal requested a resolution on climate change.

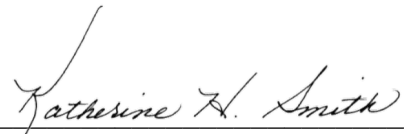
Trustee Randle-Trejo requested that the agenda item for School Sponsored Organizations be moved up in future agendas.

20. **ADJOURNMENT**

On the motion of Trustee O'Neal, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 7:23 p.m. The roll call vote follows.

Ayes: Trustee Randle-Trejo, O'Neal, Jabbar, Smith, and Piercy

Approved


Clerk, Board of Trustees