



Regular Meeting of the Board of Education

June 27, 2019 5:30 PM
Santa Clara Unified School District Office, Board Room,
1889 Lawrence Rd
Santa Clara, CA 95051

Attendance Taken at 5:30 PM:

Present:

Vickie Fairchild
Albert Gonzalez
Jodi Muirhead
Andrew Ratermann
Mark Richardson
Dr. Michele Ryan

Absent:

Jim Canova

Updated Attendance:

Jim Canova was updated to present at: 5:35 PM

A. ORGANIZATIONAL ITEMS

1. CALL TO ORDER @ 5:30 PM

Minutes:
President Ryan called the meeting to order at 5:30 PM.

1. ROLL CALL

2. REVIEW AND ACCEPTANCE OF AGENDA ITEMS

3. PLEDGE OF ALLEGIANCE

Minutes:
Tim Towers led the Pledge of Allegiance.

4. ITEMS FROM THE PUBLIC PRIOR TO CLOSED SESSION

Minutes:
There were no items from the public at this time.

5. CLOSED SESSION @ 5:35 PM

Minutes:

President Ryan recessed to Closed Session at 5:35 PM.

1. APPEAL TO THE BOARD REGARDING COMPLAINT AGAINST EMPLOYEE PER BOARD POLICY AND ADMINISTRATIVE REGULATION 1312.3 (Pursuant to Government Code 54957)

2. Conference with Legal Counsel Anticipated Litigation (Gov. Code 54956.9(d) (2)) (1 potential case)

3. Public Employee Discipline/Dismissal/Release, Govt. Code 54957 and 54954.5(e)

4. Conference with Labor Negotiators, Govt. Code 54957.6 and 54954.5(f) Agency Representatives: Stella M. Kemp, Andrew Lucia, Kevin Keegan, David Torres; Employee Organizations: UTSC, CSEA, AFT, Unrepresented Employees and Management

5. Public Employee Appointments, Govt. Code 54957.6 and 54954.5(e); Management-Director of Special Education

6. Discussion Regarding Expulsion of Student "062719A.1". Govt. Code 48918.

7. CONFERENCE WITH LABOR NEGOTIATORS, Unrepresented Employees Public Employee Performance Evaluation - Govt. Code 54957: Board Representatives: Board President & Superintendent Unrepresented Employees: Title: Superintendent Evaluation.

6. RESUME OPEN SESSION @ 7:00 PM

Minutes:

President Ryan resumed Open Session at 7:25 PM.

1. REPORT FROM CLOSED SESSION Govt. Code Section 54957.1

Minutes:

President Ryan reported on Closed Session Items.

Item 5.1 Board took under consideration

Item 5.2 Board took under consideration

Item 5.3 Board took under consideration

Item 5.4 Board took under consideration

Item 5.5 Board took under consideration

Item 5.6 Board discussed. Board voted with a motion by Board member Fairchild and second by Board member Gonzalez to approve the recommendation to the expulsion with a suspension of the enforcement of the expulsion for the term June 13, 2020. Student 062719A.1 can apply for reinstatement at the end of the expulsion term with a 7-0 vote.

Item 5.7 The Board will go back into Closed Session to discussion later in the evening.

B. ITEMS FROM THE PUBLIC ON UNAGENDIZED ITEMS

Minutes:

Neil Woodman addressed the Board on the number of students not getting an art class they requested for the next year.

Lynn Villareal, CSEA Chapter 350 President, address the Board on putting a resolution on Moratorium on Charter Schools on a Proposed Future Agenda.

C. RECOGNITIONS

1. Recognition of STEAM Expo Partners and STEAM Expo Report

D. ITEMS FROM THE PUBLIC ON AGENDIZED ITEMS

E. CONSENT CALENDAR

Motion Passed: Motion to approve Consent Items E.1-E.37. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Andrew Ratermann and a second by Albert Gonzalez.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

1. Personnel Items Summary

2. Approval of Minutes of the Work Study Session and the Regular Board Meetings of June 13, 2019

3. Approve the Updated "Authorized Signatures" for Specified Documents

4. Approval of the Disposal of Obsolete Equipment

5. Approval of Overnight Field Trips for Hughes Elementary School

6. Acceptance of Donations

7. Accept Warrant Register and Purchase Order Report for May 2019

8. Approve NASPO ValuePoint Master Agreement Contract #MNWNC-109/Computer Equipment

9. Approve an Agreement with RCS Consulting and Management LLC for Professional Services related to Bond Programs.

10. Approve an Agreement with Swinerton Management & Consulting for Professional Services related to the Measure J, Measure H-2010, Measure H-2014 and Measure BB-2018 Bond Programs.

11. Approve Project Assignment Amendment (PAA) No. 7 to the Agreement for Architect Services with LPA Architects, Inc. for Additional Design Services for the Agnews K-12 Campus.

12. Award Contracts for Agnews Middle School, Group 2 Bid Packages, Bid 1069.

13. Approve an Agreement with Dean Aron Tatsuno Architect for Planning and Professional Services.

14. Approve Change Orders to Construction Contracts.
15. Approve Project Assignment Amendment No. 3 for QSP Services for Rain Day Adjustment for the Agnews Campus.
16. Approve Project Assignment (PAA) No. 11.1 to the Master Agreement for Architectural Services with IBI Group Architects for the Central Park Two Story Classroom Building.
17. Approval of the 2019-2020 Independent Contractor Agreement Between Gary Rezowalli and the Santa Clara Unified School District.
18. Approval of Sobrato Family Foundation - Sobrato Early Academic Language (SEAL) Model
19. Approval of Contract for Adults with Disabilities Specialist for Adult Education Consortium
20. Approval of Community Advisory Committee Members (CAC)
21. Approval of the 2019-2020 Nonpublic School Agreement Between AchieveKids and the Santa Clara Unified School District.
22. Approval of the 2019-2020 Nonpublic Agency Agreement Between California Therapy Connection Inc. and the Santa Clara Unified School District.
23. Approval of the 2019-2020 Nonpublic Agency Agreement Between Ascend Rehab Services, Inc. and the Santa Clara Unified School District.
24. Approval of the 2019-2020 Nonpublic Agency Agreement Between Now Interpreters, Inc. and the Santa Clara Unified School District.
25. Approval of the 2019-2020 Nonpublic School Agreement Between Creative Learning Center and the Santa Clara Unified School District.
26. Approval of the 2019-2020 Nonpublic School Agreement Between Esther B. Clark School and the Santa Clara Unified School District.
27. Approval of the 2019-2020 Nonpublic School Agreement Between Pacific Autism Center for Education and the Santa Clara Unified School District.
28. Approval of the 2019-2020 Nonpublic School Agreement Between Wings Learning Center and the Santa Clara Unified School District.
29. Approval of the 2019-2020 Nonpublic School Agreement Between Morgan Autism Center and the Santa Clara Unified School District.
30. Approval of the 2019-2020 Nonpublic Agency Agreement Between Gateway Learning Group and the Santa Clara Unified School District.
31. Approval of the 2019-2020 Nonpublic Agency Agreement Between Vista Center and the Santa Clara Unified School District.
32. Approval of the 2019-2020 Nonpublic School Agreement Between Pine Hill School and the Santa Clara Unified School District.

33. Approval of the 2019-2020 Nonpublic School Agreement Between Palo Alto Prep and the Santa Clara Unified School District.

34. Approval of the 2019-2020 Nonpublic Agency Agreement Between Maxim Healthcare Services, Inc. and the Santa Clara Unified School District.

35. Approval of the 2019-2020 Nonpublic School Agreement Between The Creekside School and the Santa Clara Unified School District.

36. MOU between YMCA and SCUSD for ASES Grant (After School Education & Safety Program)

37. MOU between Boys and Girls Club of Silicon Valley and SCUSD for ASES Grant (After School Education & Safety Program)

F. ACTION ITEMS

1. Approval of - Director of Special Education

Motion Passed: Motion to approve the appointment of Katharine Alaniz as the Director of Special Education. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Vickie Fairchild and a second by Albert Gonzalez.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

2. Approval of the updated Santa Clara Unified School District Local Control and Accountability Plan 2017-2020 & Federal ESSA Addendum

Motion Passed: Motion to approve the updated Santa Clara Unified School District Local Control and Accountability Plan 2017-2020 & Federal ESSA Addendum. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Jodi Muirhead and a second by Andrew Ratermann.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

3. Approval of the 2019-2020 Adopted Budget

Motion Passed: Motion to approve the 2019-2020 Adopted Budget. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Jodi Muirhead and a second by Andrew Ratermann.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson

Yes Dr. Michele Ryan

4. Received California Federation of Teachers (CFT) Initial Proposal for a Successor Collective Bargaining Agreement with Santa Clara Unified (District)

Motion Passed: Motion to receive California Federation of Teachers (CFT) Initial Proposal for a Successor Collective Bargaining Agreement with Santa Clara Unified (District). Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Andrew Ratermann and a second by Vickie Fairchild.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

5. Santa Clara Unified School District Initial Proposal for a Successor Collective Bargaining Agreement with the California Federation of Teachers

Motion Passed: Motion to approve Santa Clara Unified School District Initial Proposal for a Successor Collective Bargaining Agreement with the California Federation of Teachers. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Andrew Ratermann and a second by Jodi Muirhead.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

6. Approval of Agreement with Paul Perotti for Executive Coaching Services

Motion Passed: Motion to approve an agreement with Paul Perotti for Executive Coaching Services. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Mark Richardson and a second by Vickie Fairchild.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

7. Approval Master Business Relationship Agreement between Metropolitan Education District and Participating Districts

Motion Passed: Motion to approve a Master Business Relationship Agreement between Metropolitan Education District and participating Districts. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Jim Canova and a second by Andrew Ratermann.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez

Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

8. Approval of 2019-20 Single Plans for Student Achievement (SPSAs)

Motion Passed: Approval of 2019-2020 Single Plans for Student Achievement (SPSAs). Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Andrew Ratermann and a second by Jodi Muirhead.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

9. Adoption of AP Instructional Resources

Motion Passed: Motion to approve the adoption of AP Instructional Resources. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Albert Gonzalez and a second by Jodi Muirhead.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

10. Approval of Resolution No. 19-36 New Agreement for California State Preschool Program Contract Number: CSPP-9577

Motion Passed: Motion to approve Resolution #19-36, New Agreement for California State Preschool Program Contract Number CSPP-9577. Board roll call vote: 7 YES (Canova, Fairchild, Gonzalez, Muirhead, Ratermann, Richardson, Ryan), 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Andrew Ratermann and a second by Albert Gonzalez.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

11. Approval of Resolution No. 19-37 New Agreement for General Child Care & Development Programs Contract Number: CCTR-9271

Motion Passed: Motion to approve Resolution #19-37, New Agreement for General Child Care & Development Programs Contract Number CCTR-9271. Roll call vote: 7 YES (Canova, Fairchild, Gonzalez, Muirhead, Ratermann, Richardson, Ryan) 0 NOTES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE.

Passed with a motion by Andrew Ratermann and a second by Albert Gonzalez.

- Yes Jim Canova
- Yes Vickie Fairchild
- Yes Albert Gonzalez
- Yes Jodi Muirhead
- Yes Andrew Ratermann
- Yes Mark Richardson
- Yes Dr. Michele Ryan

12. Approval of ICS4SCHOOLS Service Agreement

Motion Passed: Motion to approval of ICS4SCHOOLS Service Agreement. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Andrew Ratermann and a second by Albert Gonzalez.

- Yes Jim Canova
- Yes Vickie Fairchild
- Yes Albert Gonzalez
- Yes Jodi Muirhead
- Yes Andrew Ratermann
- Yes Mark Richardson
- Yes Dr. Michele Ryan

13. Approval of Proposed District Centralized Enrollment Center

Minutes:
This item was pulled from the agenda.

14. Approval of Proposed Contract with SchoolMint

Minutes:
This item was pulled for the agenda.

15. New Job Description - Enrollment Center Technician

Minutes:
This item was pulled from the agenda.

16. New Job Description - Enrollment Center Manager

Minutes:
This item was pulled from the agenda.

17. Approval of Proposed Enrollment Process for the Elementary and Middle Schools at Agnews

18. Approve Human Resources Reorganization Part 1 - Updated Job Description for Personnel Tech II and Reclassify Personnel Technician I Substitute Coordinator to Personnel Technician II Substitute Coordinator

19. Approval of the Waiver of the Administrative Hearing Regarding the Expulsion of Student "062719A.1"

Motion Passed: Motion to approve the waiver of the Administrative Hearing regarding the expulsion of Student "062719A.1". Roll call: 7 YES (Canova, Fairchild, Gonzalez, Muirhead, Ratermann, Richardson, Ryan), 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Andrew

Ratermann and a second by Vickie Fairchild.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

20. Approve Purchase of Synthetic Turf Systems from FieldTurf USA, Inc. for the Agnews K-12 Campus under CMAS Contract #4-06-78-0031A.

Motion Passed: Motion to approve the purchase of Synthetic Turf Systems from FieldTurf USA, INC. for the Agnews K-12 Campus under CMAS Contract #4-06-78-0031A. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE. Passed with a motion by Vickie Fairchild and a second by Albert Gonzalez.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

G. REPORT FROM SUPERINTENDENT

Minutes:

Superintendent Kemp reported on the LMI Conference the district attended in San Diego. She also discussed getting out into the community.

H. REPORTS

1. REPORTS FROM UNION PRESIDENTS

Minutes:

Amber Watts, UTSC Vice President and Lynn Villarreal, CSEA Chapter 350 President address the Board on their attendance at the LMI Conference along with activities and events their unions have been involved in since the last Board meeting.

2. Present the Annual Reports to the Public from the Consolidated Independent Citizen's Bond Oversight Committee for the Measure J-2004, Measure H-2010 and Measure H-2014 Bonds for Fiscal Year 2017-2018.

Minutes:

Larry Adams, Director of School Bond Projects presented the Annual Reports to the Board and public from the consolidated Independent Citizen's Bond Oversight Committee for the Measure J-2004, Measure H-2010 and Measure H 2014 Bonds for the Fiscal year 2017-2018.

Tim Towers addressed the Board on this item.

I. DISCUSSION ITEMS

1. Review and Discussion of CSBA Recommended March 2019 and May 2019 Updates to Board Policies

Minutes:

Board members discussed the various Board Policies and made suggestion they would like to be changed when the policies come back on August 8, 2019 for Action.

J. PLANNING ITEMS

K. PROPOSED FUTURE AGENDA ITEMS

L. ITEMS FROM THE BOARD AND STAFF

1. REPORT FROM BOARD

2. REPORT FROM STAFF

M. RESUME CLOSED SESSION

Minutes:

President Ryan recessed to Closed Session at 8:50 PM to discuss Closed Session Item 5.7.

1. REPORT FROM CLOSED SESSION Govt. Code Section 54957.1

Minutes:

President Ryan resumed Open Session at 9:55 PM and reported the Board discussed Closed Session Item 5.7 and no action was taken.

N. FUTURE BOARD MEETING DATES

1. July 11, 2019, 6:30 PM, Special Board Meeting, District Office, Board Room

O. ADJOURNMENT

Motion Passed: Motion to adjourn the meeting at 9:58 PM. Board vote: 7 YES, 0 NOES, 0 ABSTAIN, 0 ABSENT, 0 RECUSE.

Passed with a motion by Andrew Ratermann and a second by Jodi Muirhead.

Yes Jim Canova
Yes Vickie Fairchild
Yes Albert Gonzalez
Yes Jodi Muirhead
Yes Andrew Ratermann
Yes Mark Richardson
Yes Dr. Michele Ryan

Board President, Michele Ryan

Clerk of the Board, Mark Richardson