



# SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item# 11.1j

**Meeting Date:** October 15, 2020

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

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

**Division:** Superintendent's Office

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

**Background/Rationale:** None

**Financial Considerations:** None

**LCAP Goal(s):** Family and Community Empowerment

**Documents Attached:**

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

<p><b>Estimated Time of Presentation:</b> N/A <b>Submitted by:</b> Jorge A. Aguilar, Superintendent <b>Approved by:</b> N/A</p>
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# BOARD OF EDUCATION MEETING AND WORKSHOP

Board of Education Members

Thursday, September 17, 2020

4:30 p.m. Closed Session

6:00 p.m. Open Session

tee Area 2)  
Area 5)  
e Area 6)  
Member

Serna Center

Community Conference Rooms

5735 47<sup>th</sup> Avenue

Sacramento, CA 95824

(See Notice to the Public Below)

## MINUTES

2020/21-5

### 1.0 OPEN SESSION / CALL TO ORDER / ROLL CALL

#### NOTICE OF PUBLIC ATTENDANCE BY LIVESTREAM

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

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

None

### 3.0 CLOSED SESSION

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

- 3.1 Government Code 54956.9 - Conference with Legal Counsel:
  - a) Existing litigation pursuant to subdivision (d)(1) of Government Code section 54956.9 (OAH Case No. 2020070930)
  - b) Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code section 54956.9 (One Potential Case)
  - c) Initiation of litigation pursuant to subdivision (d)(4) of Government Code section 54956.9 (One Potential Case)
- 3.2 Government Code 54957.6 (a) and (b) Negotiations/Collective Bargaining TCS, SCTA Government Code 54957.6 (a) and (b) Negotiations/Collective Bargaining SCTA, SEIU, TCS, Teamsters, UPE, Non-Represented/Confidential Management (District Representative Pam Manwiller)
- 3.3 Government Code 54957 – Public Employee

**6.0 AGENDA ADOPTION**

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

*Public Comment:*

*Angie Sutherland*

*Angel Garcia*

*Sarah Williams Kingsley*

*Renee Webster-Hawkins*

*Board Comments:*

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

*President Ryan asked how we can make sure we are connecting with the disconnected in the current environment. Ms. Flores said there is not one answer, but there are many pathways such as e t xÄG®D®Aä ÎK çÄ" "ŽA "ç\*J À 0 ]jd!&ç&& •S Aç!æ!ü'1*

*Randy Balzarano  
Carolyn Kuduk  
Jennifer Nelson  
David Wiest  
Donna Huntingdale*

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

**Action**

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

*Public Comment:*

*Elizabeth Guillen*

*Carl Pinkston*

*Angie Sutherland*

*Alison French-Tubo*

*Renee Webster-Hawkins*

*Sarah Williams Kingsley*

*Angel Garcia*

*Duane Campbell*

*Tere Flores*

*Leanna Sanchez*

*Board Comments:*

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

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

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

*Committee and special education community and thinks we probably could have done more there, and she appreciates that there will be continued dialogue. She would like to see some kind of monitoring delivery of special education services brought to the Board in a more clear way. She appreciated mental health supports being laid out in detail, and she went back to Student Member Sheikh's comment that students pay attention to their peers and go to them for help. Therefore she would like to advocate for peer support. She also commented that many critical elements that are foundational to this plan have*



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

*Public Comment:  
Alison French-Tubo  
David Fisher*

*Board Comments:*

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

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

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

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

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

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

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

## **11.0 BUSINESS AND FINANCIAL INFORMATION/REPORTS**

***Receive Information***

### *11.1 Business and Financial Information:*

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

#### *Public Comment:*

*Angie Sutherland*

*Angel Garcia*

*Sarah Williams Kingsley*

*Renee Webster-Hawkins*

*President Ryan received the Business and Financial Information/Reports.*

## **12.0 FUTURE BOARD MEETING DATES / LOCATIONS**

*October 1, 2020 4:30 p.m. Closed Session, 6:00 p.m. Open Session, Serna Center, 5735 47<sup>th</sup> Avenue, Community Room, Regular Workshop Meeting*

*October 15, 2020 4:30 p.m. Closed Session, 6:00 p.m. Open Session, Serna Center, 5735 47<sup>th</sup> Avenue, Community Room, Regular Workshop Meeting*

### **13.0 ADJOURNMENT**

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

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*Jorge A. Aguilar, Superintendent and Board Secretary*

*NOTE: The Sacramento City Unified School District encourages those with disabilities to participate fully in the public meeting process. If you need a disability-*