

From: David Fisher <dfisher@saccityta.com>

Sent: Monday, February 22, 2021 12:18 PM

To: Raoul Bozio <Raoul-Bozio@scusd.edu>

Cc: Nikki Milevsky <nmilevsky@saccityta.com>; JBorsos@cta.org; Pam Manwiller (pmanwiller@aol.com) <pmanwiller@aol.com>; Shawn Hadnot <Shawn-Hadnot@scusd.edu>; Christine Baeta <Christine-Baeta@scusd.edu>

Subject: RE: Continuing Negotiations on Special Ed Assessments and Framework for reopening schools

Raoul:

Thank you for your Friday, February 19 email regarding negotiations. We also received a communication from Superintendent Aguilar on Friday, February 19 regarding the Assessment Committee.

This email will serve as response to both.

Prior to our meeting with you, Deputy Superintendent Lisa Allen and Superintendent Aguilar on February 17, Superintendent Aguilar indicated he wanted to discuss student assessments at our February 17 meeting. In our previous meeting, Superintendent Aguilar committed to sharing information about the student assessments in place at "high performing districts," and additional information regarding the participation of Sac City students in the student assessments during the 2019-20 school year. However, when we met, the District did not even mention student assessment, and none of the information that Superintendent Aguilar committed to share was presented.

As you know, the Assessment Committee has not met since January 2019 because the District refused to honor the Testing MOU. Over two years after the fact, the District is only abiding by the Testing MOU being ordered to by a neutral third party, after a lengthy arbitration process. As we have previously informed the District, we need some time to reorganize our Assessment Committee.

Additionally, on February 11, 2021, after hearing no information from the District regarding its plans for reopening, we proposed to the District our 5-point Framework for Reopening Schools. To date, the District has provided no response.

In the meantime, on Thursday, February 18, District staff presented a reopening plan to the school board. On Friday, February 19, the District reportedly presented a reopening plan to the public, that it has not shared with us.

Last week, the District offered any day to meet this week to resume discussion on in-person Special Education assessments and to discuss our 5-Point Framework for Reopening. We accepted Thursday, February 25. Your email informs us that the District is no longer available on February 25, but is available on February 26. By this email we are confirming Friday, February 26, 2021 where we will be prepared to negotiate over the in-person Special Education assessments, our 5-Point Framework for Reopening, and successor contract negotiations. We have also demanded to bargain over the implementation of MTSS.

In response to Superintendent Aguilar's February 19 letter regarding student assessments, we suggest at least beginning an initial discussion about student assessments, including possible student assessments

that might be used during the remainder of the school year, particularly as we discuss issues related to the resumption of in-person instruction.

We look forward to meeting with the District's team to discuss these critical issues on Friday, February 19 at 4 p.m.

We suggest again, in an effort to make these discussion as productive as possible, that Superintendent Aguilar and a representative from the school board be part of the District's bargaining team. We also believe that having the new Assistant Superintendent for Special Education, the Chief Business Officer, the Health Services Director, and the District administrator responsible for ventilation/filtration and other COVID mitigation measures also be part of the bargaining team.

We look forward to productive discussion on Friday.

David Fisher
President SCTA
Phone: 916-452-4591
Fax: 916-452-4675

From: Raoul Bozio <Raoul-Bozio@scusd.edu>
Sent: Friday, February 19, 2021 4:55 PM
To: David Fisher <dfisher@saccityta.com>
Cc: Nikki Milevsky <nmilevsky@saccityta.com>; JBorsos@cta.org; Pam Manwiller (pmanwiller@aol.com) <pmanwiller@aol.com>; Shawn Hadnot <Shawn-Hadnot@scusd.edu>; Christine Baeta <Christine-Baeta@scusd.edu>
Subject: RE: Continuing Negotiations on Special Ed Assessments and Framework for reopening schools

Thank you for your message, David. The negotiations team now has another commitment on the afternoon of February 25th. We are available to meet however, on Friday, February 26, 2021, at or after 3:00 pm. Please let us know if your team is able to meet at this time. Thank you.

Best Regards,
Raoul Bozio
In-House Counsel
Sacramento City Unified School District
(916) 643-9097

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From: David Fisher <dfisher@saccityta.com>

Sent: Friday, February 19, 2021 11:50 AM

To: Superintendent <Superintendent@scusd.edu>

Cc: Nikki Milevsky <nmilevsky@saccityta.com>; JBorsos@cta.org

Subject: Continuing Negotiations on Special Ed Assessments and Framework for reopening schools

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Superintendent Aguilar:

Thank you for your letter. As we discussed when we met with you on Wednesday, February 17, we are very concerned about ensuring that the needs of the District's special education students are met, particularly during this pandemic.

On Thursday, February 11, we gave the District a proposal that should resolve all outstanding issues. See attached. More than one week later, we still have not received any indication that the District is interested in meeting to bring these issues to a successful conclusion.

In addition, on February 11, we also gave the District our 5-point framework for reopening schools to in-person instruction. We look forward to hearing your response, and whatever thoughts the District may have on how in-person classes can safely resume.

We have been quite explicit that the fundamentals to in-person instruction are vaccinations for staff and appropriate mitigation, particularly ventilation and filtration systems. We remain concerned that the District continues to justify its purchase of the UDVI portables, which have no support in the community of experts on ventilation and filtration issues. See, for example, the recent communication we received from UC Davis' Theresa Pistochini which specifically addresses this issue.

Based on your letter, our bargaining team will be prepared to meet with you and your bargaining team on Thursday, February 25, 2021 at 4 p.m. where we hope to receive a response to our Special Education proposal and our 5-point reopening framework.

We will send out a Zoom link next week.

Regards,

David Fisher