



Putting  
Children  
First

# Sacramento City Unified School District BOARD OF EDUCATION MEETING AND WORKSHOP

## Board of Education Members

Jeff Cuneo, President (Trustee Area 2)  
Patrick Kennedy, Vice President (Trustee Area 7)  
Darrel Woo, Second Vice President (Trustee Area 6)  
Jay Hansen, (Trustee Area 1)  
Christina Pritchett (Trustee Area 3)  
Gustavo Arroyo (Trustee Area 4)  
Diana Rodriguez (Trustee Area 5)  
Margarita Kovalchuk, Student Member

Thursday, December 19, 2013

4:30 p.m. Closed Session

6:30 p.m. Open Session

## Serna Center

Community Conference Rooms  
5735 47<sup>th</sup> Avenue  
Sacramento, CA 95824

# MINUTES

2013-27

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

President Cuneo called the meeting to order at 5:05 p.m.

Members Present: Arroyo, Cuneo, Hansen, Kennedy, Pritchett, Rodriguez, Woo and Kovalchuk.

Members Absent: None.

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

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 - Existing and Anticipated Litigation:

a) Existing litigation pursuant to subdivision (a) of Government Code section 54956.9 (OAH Case No. 2013090847)

b) Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9 (1 case)

c) Initiation of litigation pursuant to subdivision (c) of Government Code section 54956.9 (1 case)

### 3.2 Government Code 54957.6 (a) and (b) Negotiations/Collective Bargaining CSA, SCTA, SEIU, Teamsters, UPE, Unrepresented Management

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

### 3.4 Government Code 54957 - Public Employee Employment

Superintendent/Interim Superintendent Transition

3.5 Education Code 35146 – The Board will hear staff Recommendation on the following student expulsion:

a) Expulsion #3 2013/2014

#### 4.0 CALL BACK TO ORDER/PLEDGE OF ALLEGIANCE

The meeting was called back to order by President Cuneo.

Members Present: Arroyo, Cuneo, Hansen, Kennedy, Pritchett, Rodriguez, Woo and Kovalchuk

Members Absent: None.

The Pledge of Allegiance was led by Michelle Nee-Amshoff of Luther Burbank High School. Member Rodriguez presented Michelle Nee-Amshoff with a certificate of appreciation.

#### 5.0 SPECIAL PRESENTATIONS

##### 5.1 Annual Organization Meeting of the Board of Education

###### Election of Officers:

The Board shall elect a President, Vice President, and Second Vice President.

**President Cuneo opened the nomination for President.**

- President Cuneo nominated Vice President Kennedy for President, seconded by Second Vice President Woo.

**President Cuneo closed the nomination for President.**

President Cuneo called for a roll call vote for Board President.

###### Roll Call Vote:

|                       |          |
|-----------------------|----------|
| Arroyo                | Yes      |
| Cuneo                 | Yes      |
| Hansen                | Yes      |
| Kennedy               | Yes      |
| Pritchett             | Yes      |
| Rodriguez             | Yes      |
| Woo                   | Yes      |
| Kovalchuk             | Yes      |
| <b>Unanimous Vote</b> | <b>8</b> |

Newly elected President Kennedy thanked outgoing President Cuneo for his hard work this past year.

**President Kennedy opened the nomination for First Vice President.**

- President Kennedy nominated Second Vice President Woo for for First Vice President.

**President Kennedy closed the nomination for First Vice President.**

**President Kennedy made a motion to accept Second Vice President Woo as the First Vice President. The motion carried unanimously of 8 to 0.**

**President Kennedy opened the nomination for Second Vice President.**

- Member Hansen nominated Member Pritchett for Second Vice President.

**President Kennedy closed the nomination for Second Vice President.**

**President Kennedy made a motion to accept Member Pritchett as Second Vice President. The motion carried unanimously of 8 to 0.**

#### 6.0 ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

Jerry Behrens announced by a unanimous vote of 7 to 0 of members of the Board, the Special Education case settlement of OAH Case No. 2013090847 was approved.

## 7.0 AGENDA ADOPTION

*Member Hansen made a motion to pull 9.1e from the Consent Agenda and move the agenda, seconded by Vice President Woo with the exception of the consent item 9.1e has been removed. The motion carried unanimously 8 to 0.*

## 8.0 PUBLIC COMMENT

*Members of the public may address the Board on non-agenda items that are within the subject matter jurisdiction of the Board. Please fill out a yellow card available at the entrance. Speakers may be called in the order that requests are received, or grouped by subject area. We ask that comments are limited to two (2) minutes with no more than 15 minutes per single topic so that as many people as possible may be heard. By law, the Board is allowed to take action only on items on the agenda. The Board may, at its discretion, refer a matter to district staff or calendar the issue for future discussion.*

*No public comments were made.*

## 9.0 CONSENT AGENDA

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

### 9.1 Items Subject or Not Subject to Closed Session:

- 9.1a *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 (Ken A. Forrest)*
- 9.1b *Approve Personnel Transactions (Ken A. Forrest)*
- 9.1c *Approve Business and Financial Report: Warrants and Checks Issued for the Period of November 2013 (Ken A. Forrest)*
- 9.1d *Approve Staff Recommendations for Expulsion #3 2013-2014 (Stephan Brown)*
- 9.1e *Approve Resolution No. 2768: Adoption of Bidder Prequalification Process (Cathy Allen)*
- 9.1f *Approve Board of Education Meeting Minutes for November 21, 2013 (Jonathan P. Raymond)*
- 9.1g *Approve Board of Directors Joint Powers Financing Authority Initial Meeting Minutes for November 21, 2013 (Jonathan P. Raymond)*

*President Kennedy excused himself from the meeting during the discussion of item 9.1e. Vice President Woo called Cathy Allen up for more discussion on 9.1e.*

### Public Comment:

- *Cesar Diaz commented on item 9.1e, Resolution No. 2768: Adoption of Bidder Prequalification Process.*

### Board Comments:

- *Member Hansen commented on item 9.1e and made one recommendation regarding the bidder process.*
- *Member Rodriguez commented on item 9.1e and asked clarifying questions regarding the bidder process.*
- *Cathy Allen responded to Member Rodriguez' questions.*
- *Member Cuneo commented on item 9.1e and asked clarifying questions regarding the bidder process.*
- *Cathy Allen responded to Member Cuneo's questions.*
- *Member Rodriguez asked more questions regarding item 9.1e.*
- *Cathy Allen responded to Member Rodriguez' questions.*

*Vice President Woo made a motion, with the recommended change of points to 150, to approve Item 9.1e, Resolution No. 2768: Adoption of Bidder Prequalification Process, seconded by Second Vice President Pritchett. The motion carried by 7 to 1 vote with President Kennedy absent from the vote.*

## **10.0 BOARD WORKSHOP/STRATEGIC PLAN AND OTHER INITIATIVES**

### **10.1 Charter School Petition – Joseph Bonnheim Community Charter School (Grant or Deny with Findings) Action**

*Jennifer Lopez presented to the Board the Charter School Petition – Joseph Bonnheim Community Charter School (Grant or Deny with Findings) for approval.*

#### **Board Comments:**

- *Member Arroyo commented on the Charter School Petition for Joseph Bonnheim Community Charter School and made a motion to to withdraw the petition to allow Joseph Bonnheim Community to resubmit the petition on July 1, 2014.*
- *President Kennedy and Jerry Behrens responded to Member Arroyo's motion.*
- *Ed Sklar responded to Member Arroyo's motion.*
- *Second Vice President Pritchett seconded Member Arroyo's motion.*
- *Vice President Woo commented on Member Arroyo's motion and asked clarifying questions.*
- *Member Arroyo responded to Vice President Woo's questions.*
- *President Kennedy had more comments and concerns.*

#### **Public Comment:**

- *Martin H. Dominguez commented on his support for the Joseph Bonnheim Charter School Petition.*
- *Ana Figueroa commented on her support for the Joseph Bonnheim Charter School Petition.*
- *Arthur Aleman commented on his support for the Joseph Bonnheim Charter School Petition.*

#### **More Board Comments:**

- *Member Rodriguez commented on the Charter School Petition for Joseph Bonnheim Community Charter School motion by Member Arroyo.*
- *Member Arroyo made more comments.*
- *Member Hansen commented on the Charter School Petition for Joseph Bonnheim Community Charter School motion by Member Arroyo.*
- *Second Vice President Pritchess commented on the Charter School Petition for Joseph Bonnheim Community Charter School motion by Member Arroyo and commended the parents of Joseph Bonnheim Community.*
- *President Kennedy commented and commended the staff for their hard work.*

*President Kennedy called for the question for the approval of the waiver for a July 1, 2014 application date. The motion carried unanimously with a vote of 8 to 0.*

### **10.2 2014-15 Budget Calendar Conference/Action**

*Ken A. Forrest to the Board the 2014-15 Budget Calendar for approval.*

#### **Board Comments:**

- *Member Hansen commented on the 2014-15 Budget Calendar and asked clarifying questions regarding the presentation.*
- *Ken A. Forrest responded to Member Hansen's questions.*
- *Member Rodriguez commented on the presentation.*
- *Ken A. Forrest responded to Member Rodriguez' comments made.*
- *Member Rodriguez had more comments.*

*Member Cuneo made a motion to move the 2014-15 Budget Calendar from Conference to Action, seconded by Vice President Woo. The motion carried.*

#### **Public Comment:**

- *Grace Trujillo commented on the 2014-15 Budget Calendar presentation.*
- *Ken A. Forrest responded to Grace Trujillo's comments.*

*Member Cuneo made a motion to approve the 2014-15 Budget Calendar, seconded by Vice President Woo. The motion carried.*

### **10.3 Approve Transgender and Gender Variant Students Board Policy**

**Action**

*Barbara Kronick, Lawrence Schweky and Nichole Wofford presented to the Board the Transgender and Gender Variant Students Board Policy for approval.*

#### **Public Comment:**

- Delphine Brody commented in support and approval of the Transgender and Gender Variant Students Policy.*
- Micheal L. Faber commented on tabling the Transgender policy.*
- Ralph Merletti commented and opposed the Transgender policy.*
- Paul Curtis commented in support and approval of the Transgender policy.*
- JoAnna Michaels commented in support and approval of the Transgender policy.*
- Mandy Taylor commented in support and approval of the Transgender policy.*
- Dr. Jennie Lorena Thomas commented in support and approval of the Transgender policy.*
- Gayle Pitman commented on in support and approval of the Transgender policy.*
- Rachael Hudson commented in support and approval of the Transgender policy.*
- Ben Hudson commented in support and approval of the Transgender policy.*
- Akhanova Vera commented about being uncomfortable and opposed the approval of the Transgender policy.*
- Nichole Scanlan commented in support and approval of the Transgender policy.*
- Vihil Vigel commented on the Transgender policy.*
- Stacey Powell commented in support and approval of the Transgender policy.*
- Emily Bender commented in support and approval of the Transgender policy.*
- Zachary Glavin commented in support and approval of the Transgender policy.*
- Mano Guerrero commented in support and approval of the Transgender policy.*
- Swati Rao commented in support and approval of the Transgender policy.*
- Katherine Gardner commented in support and approval of the Transgender policy.*
- Katelyn Lille commented in support and approval of the Transgender policy.*
- Nicola Simmersbach commented in support and approval of the Transgender policy.*
- Mary Helen Doherty commented in support and approval of the Transgender policy.*
- Robert Layne commented in support and approval of the Transgender policy.*
- Catena Bowen commented in support and approval of the Transgender policy.*
- Evan Minton commented in support and approval of the Transgender policy.*
- Angela Luna commented in support and approval of the Transgender policy.*
- Trina Allen commented in support and approval of the Transgender policy.*
- Laurie Marchant commented in support and approval of the Transgender policy.*

#### **Board Comments:**

- Second Vice President Pritchett commented on the Transgender and Gender Variant Students Board Policy and asked clarifying questions regarding the presentation.*
- Lawrence Schweky responded to Second Vice President Pritchett's questions.*
- Nichole Wofford also responded to Second Vice President Pritchett's questions.*
- Member Rodriguez commented on the presentation and asked clarifying questions regarding the presentation.*
- Member Cuneo commented on the presentation and his support for the policy.*
- Vice President Woo commented on the presentation and his support for the policy.*
- Member Kovalchuk commented on the presentation and asked clarifying questions regarding the policy.*
- Lawrence Schweky responded to Member Kovalchuk's questions.*
- Member Arroyo commented on the presentation and his support for the policy.*
- President Kennedy commented on the presentation, staff members work and his support for the policy.*
- Member Hansen commented on the presentation, staff members work and his support for the policy.*

***Vice President Woo made a motion to approve the Transgender and Gender Variant Students Board Policy, seconded by Member Arroyo. The motion carried with Member Kovalchuk opposing.***

#### 10.4 7-11 Committee Update

Information

Anna Molander presented to the Board information on the 7-11 Committee.

##### Board Comments:

- Member Cuneo commented on the 7-11 Committee Update and asked clarifying questions regarding the presentation.
- Anna Molander responded to Member Cuneo's questions.
- Vice President Woo commented on the presentation and asked clarifying questions.
- Second Vice President Pritchett commented on the presentation and asked clarifying questions.
- Member Rodriguez commented on the presentation and asked clarifying questions.
- Anna Molander responded to Member Rodriguez' questions.
- Cathy Allen also responded to Member Rodriguez' questions.
- Second Vice President Pritchett asked more clarifying questions.
- President Kennedy responded to Second Vice President Pritchett's questions.

#### 10.5 Board Development

Information

President Kennedy presented to the public information on Board Development.

##### Board Comments:

- Member Kovalchuk asked a question regarding Board Development.
- President Kennedy responded to Member Kovalchuk's question.

#### 11.0 BUSINESS AND FINANCIAL INFORMATION / REPORTS

Receive Information

##### 11.1 Business and Financial Information:

- **Cash Flow Report for the Period Ending October 31, 2013**

The Business and Financial Reports were received by the Board.

##### 11.2 Head Start/Early Head Start Report

The Head Start/Early Head Start Reports were received by the Board.

#### 12.0 FUTURE BOARD MEETING DATES / LOCATIONS

- ✓ January 9, 2014 4:30 p.m. Closed Session; 6:30 p.m. Open Session; Serna Center, 5735 47<sup>th</sup> Avenue, Community Room; Regular Workshop Meeting
- ✓ January 23, 2014 4:30 p.m. Closed Session; 6:30 p.m. Open Session; Serna Center, 5735 47<sup>th</sup> Avenue, Community Room; Regular Workshop Meeting

#### 13.0 ADJOURNMENT

**Member Hansen made a motion to adjourn the Board meeting at 10:00 p.m., seconded by Member Kovalchuk. The motion carried unanimously.**

  
Sara Noguchi, Ed.D.

Interim Superintendent and Board Secretary

NOTE: The Sacramento City Unified School District encourages those with disabilities to participate fully in the public meeting process. If you need a disability-related modification or accommodation, including auxiliary aids or services, to participate in the public meeting, please contact the Board of Education Office at (916) 643-9314 at least 48 hours before the scheduled Board of Education meeting so that we may make every reasonable effort to accommodate you. [Government Code § 54954.2; Americans with Disabilities Act of 1990, § 202 (42 U.S.C. §12132)] Any public records distributed to the Board of Education less than 72 hours in advance of the meeting and relating to an open session item are available for public inspection at 5735 47<sup>th</sup> Avenue at the Front Desk Counter and on the District's website at [www.scusd.edu](http://www.scusd.edu)