



# SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item 11.1k

**Meeting Date:** November 16, 2017

**Subject:** Approve Minutes of the November 2, 2017 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 November 2, 2017, Board of Education Meeting.

**Background/Rationale:** None

**Financial Considerations:** None

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

**Documents Attached:**

1. Minutes of the November 2, 2017, Board of Education Regular Meeting

**Estimated Time of Presentation:** N/A

**Submitted by:** Jorge A. Aguilar, Superintendent

**Approved by:** N/A



Putting  
Children  
First

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

**Board of Education Members**

- Jay Hansen, President, (Trustee Area 1)
- Jessie Ryan, Vice President, (Trustee Area 7)
- Darrel Woo, Second Vice President, (Trustee Area 6)
- Ellen Cochrane, (Trustee Area 2)
- Christina Pritchett, (Trustee Area 3)
- Michael Minnick, (Trustee Area 4)
- Mai Vang, (Trustee Area 5)
- Sarah Nguyen, Student Member

**Thursday, November 2, 2017**

**4:30 p.m. Closed Session**

**6:00 p.m. Open Session**

**Serna Center**

Community Conference Rooms

5735 47<sup>th</sup> Avenue

Sacramento, CA 95824

## *Minutes*

**2017/18-8  
AMENDED**

*Allotted Time*

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

The meeting was called to order at 4:35 p.m. by Acting President Ryan, and roll was taken.

Members Present:

- Acting President Jessie Ryan
- VP Darrel Woo
- Ellen Cochrane
- Michael Minnick
- Christina Pritchett
- Mai Vang

Members absent: President Jay Hansen

A quorum was reached.

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

No public comment.

**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 – Anticipated Litigation:**

- a) Existing litigation pursuant to subdivision (a) of Government Code section 54956.9: Amcal Sacramento, LLC v. SCUSD Sac. Sup. Ct. No. 34-2017- 002130561 and CSMCS Case No. ARB-16-0419 Proposed Decision

- b) *Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code section 54956.9*
- c) *Initiation of litigation pursuant to subdivision (d)(4) of Government Code section 54956.9*
- 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/Reassignment*
- 3.4 *Government Code 54957 – Public Employee Appointment*
  - a) *Martin Luther King, Jr. – Principal*
- 3.5 *Education Code Section 35146 – The Board will hear staff recommendations on the following student expulsions:*
  - a) *Expulsion #1, 2017-18*
  - b) *Expulsion #2, 2017-18*
  - c) *Expulsion #3, 2017-18*
  - d) *Expulsion #4, 2017-18*
  - e) *Expulsion #5, 2017-18*
  - f) *Expulsion #6, 2017-18*
  - g) *Expulsion #7, 2017-18*
  - h) *Expulsion #8, 2017-18*
  - i) *Expulsion #9, 2017-18*

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

- 4.1 *Broadcast Statement (Student Member Nguyen)*
- 4.2 *The Pledge of Allegiance will be led by Sacramento City Unified School District's Voula Steinberg Mathletes Award Winning Students.*
  - *Presentation of Certificate by all Board Members.*

#### **5.0 ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION**

Counsel, Jerry Behrens announced under 3.1a by a vote of 6-0 with Board President Hansen absent adopted a resolution with regards to affirming a dismissal of a classified employee in CSMCS Case No. ARB-16-0419 and therefore adopted the Proposed Decision.

Superintendent Aguilar announced that the Board by unanimous vote 6-0, with President Hansen absent, approved the appointment of Ms. Faye Sharp as Principal of Martin Luther King Jr. K-8.

Item 3.5 will be postponed to November 16<sup>th</sup> due to limited time in closed session.

#### **6.0 AGENDA ADOPTION**

Vice President Woo motion to adopt agenda

2<sup>nd</sup> Board Member Pritchett.

Board Unanimous with President Hansen absent.

## **7.0 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.*

1. Darlene Anderson
2. Diana Rodriguez
3. Billy Hernandez
4. Maria Haro Sullivan

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

*8.1 Consider Resolution No. 2963 and Resolution No. 2964: Initial Charter Petition for Gateway Community Charters: Sacramento Academic and Vocational Academy-SCUSD, Jack Kraemer and Jason Sample (Lead Petitioner)*

Jack Kraemer, Director Innovative Schools and Charter Oversight began the presentation with Morri Elliott Principal at SAVA and Jason Sample, Chief Strategy and Communication Officer for SAVA along with outside legal counsel, Mr. Ed Sklar from Lozano Smith.

Public Comment:

1. Damon Conklin
2. Ian Arnold
3. Aaron Thornsberry
4. Jim Quashnik
5. Rick Cole
6. Moriah Theroux
7. Phyllis Hayashi
8. Sydney Hazelwood
10. Ciara (last name not given)
11. Diego Carmona
12. Stefan Smith
13. Lisa Corr – Spoke during presentation

Board Comments:

Member Minnick asked Jack Kraemer for clarity of what the next steps are in this process if the Board is to approve this contingent on the MOU to meet some of. Jack responded that each of the charter schools have two MOU's associated with the operations of the charter. The first MOU is the operational MOU which talks about in detail different aspects of operations of the Charter school sometimes it clears up language of a petition itself and there also is a section that corrects issues and addresses concerns that the Board may have regarding a petition. The other MOU is the Special Education MOU in which the Charter school can choose to have a separate SELPA outside of the district. Within your resolution, should the Board choose to approve the charter petition there is a contingency in there for an MOU to be signed

Vice President Woo question for Jack regarding information recently provided by SAVA regarding it saying it can be handled in the MOU process. He wanted to know if Jack had sufficient time to come to a similar conclusion or whether or not you need more time in order to evaluate it thoroughly to come to this conclusion.

Jack answers, the timeline for the MOU allows 60 days, so that would be time for discussions. Vice President Woo was dismayed at SBAC scores in Sac Bee story, if approved they need to continue improving. Member Pritchett didn't see info regarding IEPs percentage. Jack answers SAVA does serve a higher percentage of students with Special Education there are no issues with Special Education numbers and percentage. Member Pritchett is concerned as she looks through criteria of what a charter needs for approval, so many things listed look alarming. Seems like a great risk. Member Cochrane request a roll call vote on this item. Member Vang visited SAVA, has had conversations with parents and staff. Most credible is that SAVA is already operating. Acting President Ryan wants to know how many SCUSD students SAVA is currently serving. Jason Sample answers roughly 500 noting 23% are special education.

This is an Action item.

Member Minnick moves to approve with conditions that staff has addressed.

2<sup>nd</sup> Member Cochrane

Superintendent Aguilar proceeds with requested roll call vote:

Member Cochrane - No

Member Vang - Yes

Vice President Woo - Yes

Member Ryan - Yes

Member Pritchett - No

Member Minnick - Yes

Member Hansen - Absent

With a roll call vote of 4-2 with 1 absence 8.1 was approved.

8.2 *Consider Resolution No. 2965 and Resolution No. 2966: Initial Charter Petition for Urban Charter Schools Collective: Hidden Figures Academy, Jack Kraemer and Lee Yang (Lead Petitioner)*

Jack Kraemer, Director Innovative Schools and Charter Oversight began the presentation with Dr. Dennis Mah, Lee Yang and Chandra Roughton along with outside legal counsel, Mr. Ed Sklar from Lozano Smith.

Public Comment:

Lonnie Dewitt

Lauri Massey

Kou Vue

Darlene Anderson

Miles Myles

Erin Walker

Ian Arnold

Mary Yang

Lisa Romero

Arthur Aleman

Jim Vu

Board Comments:

Member Minnick has concerns, appreciates what has been going on at Yav Pem Suab, but is concerned about a creation of a new middle school and what that entails. Seems as though in your need to move forward it would be

better to expand to a K-8 rather than start a new middle school. Jack Kraemer answers about 8-9 months ago they met with Chief Facilities Officer and then Superintendent Banda about expanding current site and it would of required a material revision which would have had to be approved by the Board. Therefore they shifted from rather than expanding moving to a whole new middle school. Member Minnick asks Jack to explain what a material revision is. Jack responds, there is a charter petition, there is a charter that governs what the charter has committed to and what the Board has approved and anything that is of substance that differs than what is in the actual petition has go through a material revision process. If it's substantial it looks very similar to a mini petition in that there is a public hearing involved also Board action.

Dr. Mah addresses Member Minnick, what we are doing is trying to create a new school not a K-8. They want the school to not only be available for Yav Pem Suab kids but for all kids, they want to create a model of what middle school should be like for all kids.

Member Cochrane respectfully requests a roll call vote on this item.

Vice President Woo thanks Dr. Mah for presentation. Concerned with choice of location (New Technology High School). Dr. Mah is open to discussing location. Vice President Woo asks, then where would you locate? Dr. Mah answers, under Prop 39 it's a process with the district and the charter school to negotiate facilities if they are available such as C.P. Huntington a vacant facility. If that doesn't work another option would be to rent a facility and use SB 740 to be reimbursed for using facilities.

Member Vang given staff's finding on petition would love to see Yav Pem Suab come back regarding their progress on student outcomes, double down on work that is happening there. Our superintendent is on his fourth month and one day and feels truly confident that he can serve our scholars, our Yav Pem Suab scholars at a middle school level and really wants to give him that opportunity.

Member Pritchett supports school of choice. Feels like they need more time on proposal. Feels like now is not a good time. Come back in a couple of years with more thought and clarity.

Acting President Ryan thinks work they are doing is amazing at Yav Pem Suab. That being said, just because Yav Pem Suab has been successful at the elementary school level does not mean that it is ready to be expanded to a middle school program. Takes the establishment of a new charter very seriously.

This is an Action item.

Member Pritchett motions denial for Hidden Figures Academy

2<sup>nd</sup> Member Minnick

Roll Call Vote

Superintendent Aguilar proceeds with requested roll call vote:

Member Cochrane - Yes

Member Vang - Yes

Vice President Woo - Yes

Member Ryan - Yes

Member Pritchett - Yes

Member Minnick - Yes

Member Hansen - Absent

With a roll call vote of 6-0 with 1 absence 8.2 was approved for denial.

### 8.3 *Fact Finding/Negotiations Update (Cancy McArn and Scott Holbrook)*

Cancy McArn along with Chief Negotiator and Attorney Scott Holbrook of Atkinson, Andelson, Loya, Ruud and Romo presented with a brief update on the Fact Finding/Negotiation Update.

Public Comment:

Kathy Buxton

Darlene Anderson

Toni Colley Perry

Angie Sutherland

Board Comments:

Member Pritchett thanks the one teacher that came up to speak. It's a little disheartening considering we have seen hundreds of people standing out in front of the Serna Center tonight, thought maybe this room would be packed and we could address all the teachers. This is a very important issue, hopes that it is resolved before it affects all students and families. Been on Board for five years and have seen it's up and downs. All of us on the Board want to see the very best for our students, our teachers and our staff. But what matters most is our students.

Member Cochrane wants to thank Ms. McArn and Mr. Holbrook for giving information on the fact finding negotiations update. Other than having a fact finding, both sides have seen it and we know the district has reached out because they have had a mandate to continue negotiations. How did you reach out? Mr. Holbrook answers he reached out electronically to SCTA and also sent a letter electronically to the state mediation service for appointment of a mediator. That's been the typical way of communication with SCTA. Member Cochrane wants to know if they have phone numbers for them. Mr. Holbrook answers, I do. Member Cochrane responds she does not set policy for the Board is only an individual member but thinks at this point when things are at a point of heavy contention every means should be used to continue the negotiations.

Vice President Woo thanks Ms. Buxton, the one teacher who came before the Board today. Disappointed though that knowing what he knows about the process that at least 10 days must transpire before a strike can be called after the report is made public and to his knowledge the report has not been made public and counts that if the potential strike is next Wednesday 11/8/17, is only six days from the time it's issued. And that is not bargaining in good faith. Hopes that we continue to bargain in good faith. Urges everyone to respect the process.

Member Minnick in the past couple of weeks has a lot of conversations with teachers, parents and students, no surprise we want a lot of the same things. We want arts, music, social and emotional support for our kids. We want our kids to thrive in a healthy environment where adults are modeling to treat each other with respect. Refuses to back out of promises made and refuses to make promises that can't be guaranteed. Wants to make sure all retirees and soon to be retirees receives compensation that they were promised. Refuses to make promises he doesn't believe we could afford.

Member Vang has been listening wants to say on record "I hear you." Each has expressed the importance of student enrichment programs, the need to reduce class sizes along with the desire to ensure competitive salaries for our teachers. Will never stop fighting alongside for our students and families. Wants to make it clear that our students deserve the best and our teachers need every resource possible to make sure our students are successful. Hopeful that we can come to an agreement.

Student Member Nguyen has been having conversations at school with other students about whether or not the teachers are going on strike. Especially the senior classes. A lot of the students have expressed concern because right now is the time they are completing college applications. Teachers are writing recommendation letters, counselors are assisting with this process but if they are not present at school to help then students are kind of lost. Students are hoping there could be some kind of conclusion that could be met without teachers missing classes.

Acting President Ryan appreciates Student Member Nguyen sharing her real fears. Wants to acknowledge the many teachers, parents and community members who came out earlier to make their voices heard. Is incredibly grateful to the dedicated educators who work tirelessly to ensure all children could reach their full potential. Has been quite vocal in the district's lack of leadership. Over the past four months since Superintendent Aguilar took the helm of our high poverty high potential district has listened to teachers, parents and community partners who

have expressed a renewed hope that together we can make Sacramento City Unified School District a beacon of light in the region. Hope is restored that we can repair years of ruptured relationships and mistrust. Will continue along with Board to do everything in their power to avoid strike. Disagreement is over values it's a disagreement over what we believe we can afford while continuing to honor our commitments including maintaining health care and lifetime benefits for families. It is believed that the mutual report of the fact finder will help us come to a resolution that meets the needs of teachers, students and the district.

This is an information item.

## **9.0 CONSENT AGENDA**

*2 minutes*

*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 (Gerardo Castillo, CPA)*
- 9.1b Approve Personnel Transactions 11/2/17 (Cancy McArn)*
- 9.1c Approve Developer Fees Report for Fiscal Year Ending June 30, 2017 (Gerardo Castillo, CPA)*
- 9.1d Approve Mandatory Reporting to the Sacramento County Office of Education – Uniform Complaints Regarding the Williams Settlement Processed for the Period of July 2017 through September 2017 (Cancy McArn)*
- 9.1e Approve Appointment of Board Member Christina Pritchett to the Californian School Board Association (CSBA) Delegate Assembly (Jay Hansen)*
- 9.1f Approve Youth Development Field Trip to Louisville, Kentucky November 28-December 1, 2017 (Lisa Allen and Doug Huscher)*
- 9.1g Approve C.K. McClatchy High School Field Trip to Sandy, Utah November 30 – December 2, 2017 (Lisa Allen and Mary Hardin Young)*
- 9.1h Approve Rosemont High School Field Trip to Sandy, Utah November 29 – December 3, 2017 (Lisa Allen and Chad Sweitzer)*
- 9.1i Approve New Textbooks for Advanced Placement Social Science Classes: US History (Iris Taylor and Kari Hanson-Smith)*
- 9.1j Approve Minutes of the October 5, 2017, Board of Education Meeting and October 12, 2017 Special Board Meeting (Jorge A. Aguilar)*

Member Woo motion to approve Consent Agenda

2<sup>nd</sup> Member Pritchett

Board Unanimous



## 10.0 COMMUNICATIONS

### 10.1 Employee Organization Reports:

- CSA – N/A
- SCTA – N/A
- SEIU – Ian Arnold
- Teamsters – N/A
- UPE – N/A

### 10.2 District Parent Advisory Committees:

- Community Advisory Committee – Angie Sutherland
- District English Learner Advisory Committee- Member Cochrane read statement on behalf of DELAC
- Local Control Accountability Plan/Parent Advisory Committee- Toni Tinker

### 10.3 Superintendent's Report (Jorge A. Aguilar)

Has been Superintendent for a just over four months. In those four months has been able to see things both as an employee of Sac City but also as a member of this wonderful community. Four children attend Sac City schools and has seen firsthand some of the needs all of our students have. Proposes to the Budget Committee that they invest one time funds to arts K-6<sup>th</sup>, sports (basketball and soccer) 3<sup>rd</sup>-6<sup>th</sup>, summer, health and social emotional programs for our students. Unfortunately our budget does not allow all grades to be served for summer school, therefore this would include transitional grades 2<sup>nd</sup> to 3<sup>rd</sup>, 6<sup>th</sup> to 7<sup>th</sup>, 8<sup>th</sup> to 9<sup>th</sup> and 9<sup>th</sup>-12<sup>th</sup> for those deficient. Allotting a modest \$4.6 million dollars. Wants to make sure to keep promise to continue paying lifetime benefits for retirees. Hopes Budge Committee will consider his proposal and bring back to full Board.

Public Comment:

Grace Trujillo

### 10.4 President's Report (Jay Hansen)

No Report

### 10.5 Student Member Report (Sarah Nguyen)

November 14<sup>th</sup> conference is on standby due to strike. Working with Graduation Task Force. Went to speak with Will C. Wood students with Member Minnick.

### 10.6 Information Sharing By Board Members

Member Woo acknowledges presence of Michael Anadon CSBA Area Public Affairs and Community Engagement Representative.

### 10.7 Board Committee Reports

- Board Facilities Committee met with athletic directors about 2 weeks ago. Discussed how they will spend the additional \$7.5 million on the fields. Also went over field reports on the five comprehensive high schools along with West Campus and Sacramento. Will be brought to the Board on November 16<sup>th</sup>.
- Board Budget Committee met yesterday as Superintendent identified proposals for spending \$4.6 million.
- Board Academic Committee committee will go on hiatus for November so they can restructure to engage students in discussions.
- Board Governance & Policy Committee will be meeting tomorrow for a review of current policies for alignment with Safe Haven.

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

### **11.1 Business and Financial Information:**

- *Enrollment and Attendance Report for Month 1 Ending September 22, 2017*

Acting President Ryan received information.

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

- ✓ *November 16, 2017, 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*
- ✓ *December 7, 2017 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**

Member Vang Motion to adjourn meeting

2<sup>nd</sup> Member Pritchett

Board Unanimous

Meeting adjourned at 9:42 p.m. back into Closed Session.

Closed Session adjourned at 10:40 p.m.

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*Jorge A. Aguilar, Superintendent/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 § 54953.2; 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)*