



# SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item 9.1g

**Meeting Date:** November 17, 2016

**Subject:** Approve Minutes of the October 20, 2016, 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 October 20, 2016, Board of Education Meeting.

**Background/Rationale:** None

**Financial Considerations:** None

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

**Documents Attached:**

1. Minutes of the October 20, 2016, Board of Education Regular Meeting

<p><b>Estimated Time of Presentation:</b> N/A</p> <p><b>Submitted by:</b> José L. Banda, Superintendent</p> <p><b>Approved by:</b> N/A</p>
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Putting  
Children  
First

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

## Board of Education Members

Christina Pritchett, President (Trustee Area 3)  
Jay Hansen, Vice President (Trustee Area 1)  
Jessie Ryan, Second Vice President (Trustee Area 7)  
Ellen Cochrane, (Trustee Area 2)  
Gustavo Arroyo, (Trustee Area 4)  
Diana Rodriguez, (Trustee Area 5)  
Darrel Woo, (Trustee Area 6)  
Natalie Rosas, Student Member

Thursday, October 20, 2016

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**

2016/17-6

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

*The meeting was called to order at 4:39 p.m. by Vice President Hansen, and roll was taken.*

#### *Members Present:*

*Vice President Hansen  
Second Vice President Jessie Ryan  
Gustavo Arroyo  
Ellen Cochrane  
Diana Rodriguez*

#### *Members Absent:*

*Gustavo Arroyo (arrived at 5:00 p.m.)  
President Christina Pritchett  
Darrel Woo*

*A quorum was reached.*

### **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 – Anticipated Litigation:*

*a) Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code section 54956.9*

*b) 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 Education Code Section 35146 – The Board will hear staff recommendations on the following student expulsions:*

*a) Expulsion #5, 2016-17*

*3.5 Government Code 54956.8 – Conference with Real Property Negotiators:  
Property: APN 002-0010-049, 002-0010-052, 002-0010-056, 002-0010-063*

*Agency Negotiator: José L. Banda, Superintendent SCUSD*

*Negotiating Parties: Sacramento City Unified School District and Downtown Railyard  
Venture, LLC*

*Under Negotiation: Price and Terms*

*3.6 Government Code 54957 - Public Employee Performance Evaluation:*

*a) Superintendent*

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

*The meeting was called back to order at 6:43 p.m. by Vice President Hansen.*

*Members Present:*

*Vice President Jay Hansen*

*Second Vice President Jessie Ryan*

*Gustavo Arroyo*

*Ellen Cochran*

*Diana Rodriguez*

*Student Member Natalie Rosas*

*Members Absent:*

*President Christina Pritchett*

*Darrel Woo*

*The Pledge of Allegiance was led by the Voula Steinberg Mathlete Award Students. Assistant Superintendent of Curriculum Matt Turkie introduced the students. Certificates were presented by Vice President Hansen. Awards were presented by Dr. David Zeigler of California State University, Sacramento*

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

*None.*

## **6.0 AGENDA ADOPTION**

*The agenda was adopted by the Board.*

## **7.0 SPECIAL PRESENTATION**

### **7.1 Donation from the Sacramento City Educational Foundation to the Sacramento Unified Education Foundation (Nancy Findeisen and Sam Starks)**

*Nancy Findeisen, with the Sacramento City Educational Foundation, introduced two fellow Foundation Board members and gave background on the Foundation. It was formed in the 1980's while Ms. Findeisen was a Board member of the Sacramento City Unified School District. They are no longer operational, but supported science projects, arts, music, and literacy projects during their tenure. They were happy to learn that the District now has another foundation, the Sacramento Unified Education Foundation. As they have closed their account, they presented the remaining assets in a check for \$53,902.25 to the new foundation. Director of Community Relations Sam Starks accepted the check on behalf of the District. Ms. Findeisen requests that the funds be used half for music education and half for school libraries.*

*Public Comment:*

*None.*

*Board Member Comments:*

*Vice President Hansen said thank you for their many years of contributions to students and staff.*

*Member Cochrane said thank you for the contribution tonight and for the years of work and support of the students in the District.*

## **8.0 PUBLIC COMMENT**

**15 minutes**

*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.*

*Public Comment:*

*Nikki Milevsky, President of SCTA, spoke on Proposition 55 and Measure G. She also spoke about current negotiations.*

*The following community members spoke on Measure G:*

*Jason Weiner*

*Maria Rios*

*Bina Lefkowitz*

*Member Ryan thanked Sacramento Area Congregation Together members for their efforts on behalf of Measure G. Unlike the bond, we are not required by law to have a citizens' oversight committee, but we did create a parcel tax committee as written into the resolution. She has met with Sacramento ACT and believes they have put together a reasonable and well-crafted plan for creating the accountability and transparency necessary to safeguard these dollars and ensure that our community feels comfortable in supporting Measure G.*

*Member Cochrane said she has met with Sacramento ACT also and has not seen the final draft of the document but feels certain she will feel comfortable with it.*

## **9.0 CONSENT AGENDA**

*Generally routine items are approved by one motion without discussion. The Superintendent or a Boardmember 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, Change Notices and Notices of Completion (Gerardo Castillo, CPA)*
- 9.1b Approve Personnel Transactions (Cancy McArn)*
- 9.1c Approve Staff Recommendations for Expulsion #5, 2016-17 (Lisa Allen and Stephan Brown)*
- 9.1d Approve Business and Financial Report: Warrants, Checks, and Electronic Transfers Issued for the Period of September 2016 (Gerardo Castillo, CPA)*
- 9.1e Approve Rosemont High School Field Trip to Las Vegas, Nevada, from October 27 – 31, 2016 (Lisa Allen and Olga Simms)*
- 9.1f Approve C. K. McClatchy High School Field Trip to Las Vegas, Nevada, from October 27 – 30, 2016 (Lisa Allen and Mary Hardin Young)*
- 9.1g Approve Mandatory Reporting to the Sacramento County Office of Education – Uniform Complaints Regarding the Williams Settlement Processed for the Period of July 2016, through September 2016 (Cancy McArn)*

- 9.1h *Approve Amendment to Extend St. HOPE Public Schools’ Facility Use Agreement (Dr. Al Rogers and Jack Kraemer)*
- 9.1i *Approve Amendments to Remove Section Regarding “Voter Approved Measures” from All Existing Charter Operational Memorandums of Understanding (Dr. Al Rogers and Jack Kraemer)*
- 9.1j *Approve 2016-17 Local Control and Accountability Plan (LCAP) Revision and Approval by Sacramento County Office of Education (Dr. Al Rogers, Gerardo Castillo, CPA, and Cathy Morrison)*
- 9.1k *Approve Minutes of the September 15, 2016, Board of Education Meeting (José L. Banda)*

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

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

- 10.1 *Other Post-Employment Benefits (OPEB) Liability and Trust Update (Gerardo Castillo, CPA)* **Information**

*Chief Business Officer Gerardo Castillo began the presentation and stated that the goal of the presentation is to update the Board and community about OPEB liability. He introduced Catherin MacLeod of Bickmore, who presented the OPEB information, and Matt Goss of CalPERS, who gave an update on District trust fund investments. The discussions covered a valuation summary, funded status for OPEB, District account summary, CERBT investment results and participation cost, and closing thoughts.*

*Public Comment:  
None.*

*Board Member Comments:  
Member Cochrane asked a question about expenses. Mr. Goss explained direct and indirect costs paid to CalPERS and an external program manager.*

*Member Rodriguez asked why the internal rate of return is lower for SCTA compared to the other bargaining units and unrepresented. Mr. Goss explained that SCTA’s cost sharing agreement started first, and therefore their money was flowing into the trust fund before any of the others were. The markets were down during this earlier period. Member Rodriguez asked if the investment strategy could be more aggressive in order to make up for the earlier period. Mr. Goss said we are currently in the more aggressive category. Member Rodriguez asked why the funded status decreases from 6/30/16 to 6/30/17 in the projection. Ms. MacLeod answered that it is not a decrease; for year end 6/30/17 they do not yet know what will be contributed. The current firm commitment for the current fiscal year is \$2 million, while last year’s contribution was \$9 million. Member Rodriguez asked to have the funded status comparison graph for SCUSD “all” explained. Mr. Castillo explained that it shows we have started an investment over the past two years and that we need to increase our investment. Member Rodriguez asked*

*a question about the investment rate. Mr. Castillo said we have a committee for the OPEB trust that meets twice a year. It is made up of District employees and retirees who analyze the District strategy in detail. Member Rodriguez asked if we have considered other investment companies. Mr. Castillo said we did when the trust was created, and it was decided to go with CalPERS at that time.*

*Second Vice President Ryan asked if the contributions shown are a combination of contributions made by the bargaining units and the District. Mr. Castillo said yes. Second Vice President Ryan asked what bargaining units are contributing and in what amounts. Mr. Castillo said SCTA is contributing \$20 per month and the others are not contributing an amount on an on-going basis. Second Vice President Ryan asked why, as noted in the presentation, it is that the District has the highest OPEB liability per annual daily attendance (ADA) in California. She also asked what have other districts done to reduce such liabilities. Mr. Castillo said that we did research two years ago about how our liability compares to ADA. One reason the liability is high is that health benefits have increased tremendously over the years. Ms. MacLeod added that many school districts end subsidized coverage at age 65. She said that other strategies employed by other districts include a logical and consistent strategy to be setting aside money in a trust toward prefunding higher investment returns, providing reduced contributions in the long run for the district, and increasing stability toward that commitment. Districts also look to reducing the percentage of the premium paid and shortening the period of time that the benefit is paid. The four components include increasing the prefunding, increasing the eligibility requirements to qualify for benefits, potentially cutting back the percentage for dollar amount of the benefit, and shortening the time frame in which benefits are paid.*

*Vice President Hansen confirmed that the amount of \$37.6 million is the amount that the District would need to contribute each year over the next 30 years in order to fully fund our health care obligation. Ms. MacLeod replied that the annual required contribution for fiscal year ending 6/30/16 was about \$54 million. Of that \$54 million, some is already being covered by payments being made directly to retirees. The gap is the shortfall; anything to fill that gap, partially or fully, is desirable. Vice President Hansen confirmed that the approximate annual required contribution is \$54 million for 30 years. Ms. MacLeod said yes, but she thinks our remaining amortization period is a little shorter. She also said that the figures are determined based upon the relative level of trust contributions we are making now which are producing a discount rate that reflects the 7.28 percent for the trust, but only 4 percent for our local funds. If we contributed the full annual required contribution, that amount would be less, perhaps \$40 million. In other words, the actual contribution level goes down as the percent contributed to the trust increases. Vice President Hansen asked what we are contributing this year. Mr. Castillo replied \$3 million is budgeted and this does not include the bargaining unit contribution. Vice President Hansen noted that every year we do not put \$20 million dollars in we are foisting the charge on future students, families, Boards, teachers, and staff. He asked how much is spent on retiree health care each year. Mr. Castillo said about \$18 million dollars. Vice President Hansen noted that if we had funded appropriately in the past we would have that extra money per year in the budget to spend on students, books, benefits, and increased staff. He said we have to make this part of our budget going forward. He also noted that the court allows the breaking of health care obligations and that that would be the worst case scenario. Therefore he is committed to making sure that the promises we made to our staff are there in retirement. He said he is a big fan of CalPERS and appreciates their work. He saw a concerning article from the Los Angeles Times today saying that the appeals court allowed the breaking of pension obligations because some of those have grown so high. It is now going to the California Supreme Court. Treating everyone honestly and fairly will help us to become a destination district, and this starts with our citizens, tax payers, families, children, and staff.*

*Youth Development Coordinator Marcus Strothers, Youth Development Specialist Manpreet Kaur, and Director Stacey Bell presented. They began with a slide show followed by an overview of the summer programs, data review, summer literacy, findings and next steps. Students and a summer ambassador spoke about the program in which they participated. Author JaNay Brown Wood also spoke.*

*Public Comment:  
None.*

*Board Member Comments:*

*Second Vice President Ryan said her children love one of Ms. Brown Wood's books. She also shared that her daughter participated in Freedom School. She noted that such quality after school and summer programs helps prevent summer learning loss and provides a safe environment for children whose parents cannot afford a rich summer experience. She hopes to see renewed investment in commitment to youth and the growing of after school and summer programs as committed to by Mayor-elect Darrell Steinberg. She thanked the presenters for their information and data on learning gains.*

*Member Cochrane thanked the team for the summer programs and thanked Ms. Brown Wood for making her hero a girl.*

*Student Board Member Rosas said how there is loss of learning in the summer and so it is awesome that the programs focus on making sure students do not forget the material and also provide a fun environment. She agrees with Second Vice President Ryan in that it is not just enrichment but is core. She is also happy that diverse books are being introduced that show young students a variety of people and characters. She has also heard incredible things about the Summer of Service (SOS) program from her peers.*

*Member Rodriguez thanked the presenters and student ambassador presenters. She spoke of the importance of finding books with diversity in them.*

*Vice President Hansen thanked the presenters and noted that the statistics shared from the summer are very powerful and speak a lot to the value of the program.*

### 10.3 Local Control and Accountability Plan Parent Advisory Committee and Stakeholder Engagement (Cathy Morrison)

**Conference/First Reading**

*Cathy Morrison, the LCAP/SPSA Coordinator, presented. She gave an update on the District's Local Control and Accountability Plan Parent Advisory Committee recruitment which included the status of applications, new components to the stakeholder engagement plan for 2016-17, and a look ahead at California's state accountability system.*

*Public Comment:  
None.*

*Board Member Comments:*



Second Vice President Ryan thanked Ms. Morrison for her hard work. She is happy that we will be appointing all of the students that applied and that it will not take away from the individual Board member appointees. She is conducting interviews with the applicants in her area in order to give them a sense of the time commitment that is required.

Student Member Rosas thanked Ms. Morrison from herself and the Student Advisory Council for always having student voice as a top priority. They want to increase the amount of student participation and will be sharing the link and information to the representatives so that they can bring the information back to their schools.

Vice President Hansen took the next two items out of order; Items originally numbered 10.5 and 10.7 were heard next.

~~10.4 Monthly Facilities Update (Cathy Allen) (Item moved to Item 10.6)~~ **Information**

10.4 Bond Oversight Committee Annual Report 2015 (Cathy Allen) (previously Item 10.5) **Information**

Joseph Cruz, Maria Haro-Sullivan, Rachel Minnick, Alex Visaya, and Michael Watnabe of the Bond Oversight Committee were present to report the Annual Report for 2015. Mr. Cruz explained the purpose of the committee, gave an overview of Proposition 39, introduced the membership and support staff, gave the current status of the bonds, meetings, report reviews, site tours and future tours, and gave Measures Q and R audit findings, and recommendations.

Public Comment:  
None.

Board Member Comments:  
Member Rodriguez confirmed that the report is a retrospective look at things once the money has been expended. Therefore she had some confusion about scoping meetings. Chief of Operations Cathy Allen explained that the last time the Committee reported to the Board one of the comments made asked if there was any way to get the Committee involved in more current topics. Therefore, members of the Committee have been invited to the scoping meetings for the core academic renovation and repair projects. To avoid any undue influence, they can come to site meetings at sites where their children do not attend school. Member Rodriguez asked if this is only informational or if Committee members are allowed to provide comment. Ms. Allen said they have not instructed anyone to stay silent. Member Rodriguez said it is a concern that the Committee cannot provide the input necessary at the front end.

Vice President Hansen thanked the Bond Oversight Committee for their work. He reminded Ms. Allen that there is now a monthly standing Facilities Committee meeting and suggested having a liaison from the Bond Oversight Committee attend every other or every third meeting. Mr. Cruz said that some Committee members have expressed a desire to be more involved at the front end, and therefore that may be a good opportunity to do so. Vice President Hansen asked that this be put on the next Facilities Committee meeting agenda.

~~10.5 Bond Oversight Committee Annual Report 2015 (Cathy Allen) (Item moved to Item 10.4)~~ **Information**

- 10.5 Approve Resolution No. 2910: Recognition of the Week of the School Administrator (Jay Hansen) (previously Item 10.7) **Action**

*Judy Montgomery, Principal of Matsuyama Elementary School and President of United Professional Educators (UPE), thanked the Board for recognizing Week of the School Administrator. Vice President Hansen read part of the resolution and thanked Ms. Montgomery and all fellow principals and administrators on behalf of the Board. He then presented her with a framed copy of the resolution. Second Vice President Hansen asked for a motion to approve Resolution No. 2910. A motion was made by Member Rodriguez and seconded by Second Vice President Ryan. The motion passed unanimously with President Pritchett and Member Woo absent.*

*Public Comment:*

*None.*

*Board Member Comments:*

*None.*

- 10.6 Monthly Facilities Update (Cathy Allen) (previously Item 10.4) **Information**

*Chief of Operations Cathy Allen gave a recap of events held at District schools during Green Week 2016, which was held from October 3rd through the 8th.*

*Public Comment:*

*None.*

*Board Member Comments:*

*None.*

- ~~10.6 Approve Revision to Board Policy No. 1312.3: Uniform Complaint Procedures (Raoul Bozio) (Item moved to Item 10.7) **Conference/First Reading**~~

- 10.7 Approve Revision to Board Policy No. 1312.3: Uniform Complaint Procedures (Raoul Bozio) (previously Item 10.6) **Conference/First Reading**

*Legal Services Manager Raoul Bozio presented on revised Uniform Complaint Policy No. 1312.3. He referred to the Executive Summary which covered a number of new laws passed over the past year requiring that new items be listed in this policy. These include the listing of one's right to bring a complaint should the District fail to provide the rights for accommodation for lactating students, educational rights of foster and homeless youth, assignments of students to courses without educational content for more one week per semester, physical education and instructional minutes' requirements of elementary schools.*

*Public Comment:*

*None.*

*Board Member Comments:*

*Member Rodriguez thanked Mr. Bozio for using the proper procedure to bring this Board policy revision forward. She asked which other policies the Board will see that connect to this one. Mr. Bozio answered that there are a number of policies that should be updated in the future. He noted that our discrimination policies have been updated relatively recently and so will not require much revision. There is a wellness policy, a few human resources policies, and a business accounting policy that are coming up. Member Rodriguez thanked Mr. Bozio for his work in assuring that the policies are current.*

~~10.7 Approve Resolution No. 2910: Recognition of the Week of the School Administrator (Jay Hansen) (Item moved to Item 10.5) **Action**~~

## **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, 2016, through August 14, 2016*
- *Report on Contracts Within the Expenditure Limitations Specified in Section PCC 20111 for July 1, 2016, through August 31, 2016*

*11.2 Head Start/Early Head Start/Early Head Start Expansion Reports*

*Board Vice President Hansen received the Business and Financial Information reports and the Head Start/Early Head Start/Early Head Start Expansion reports.*

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

- ✓ *November 3, 2016, 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*
- ✓ *November 17, 2016, 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**

*The Board re-adjourned into Closed Session at 8:50 p.m. The meeting adjourned out of Closed Session at 9:05 p.m.*

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*José L. Banda, 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 § 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)*