

MORGAN HILL UNIFIED SCHOOL DISTRICT REGULAR BOARD OF EDUCATION MINUTES

June 1, 2021, 6:00 PM

Closed Session, 4:00 PM

MHUSD Board Room for Exec Staff and Trustees Only / ZOOM for all other participants

Attendance Taken at 4:02 PM:

Present:

Adam Escoto

Carol Gittens

John Horner

Ivan Montes

Heather Orosco

Mary Patterson

Wendy Sullivan

A. CALL TO ORDER

A.1. PUBLIC COMMENT ON CLOSED SESSION TOPICS

A.2. ADJOURN TO CLOSED SESSION

A.3. PUPIL PERSONNEL - Student discipline Education Code 48918 (c)(K-12)

A.4. LIABILITY CLAIMS - Governmental Code Section 54956.95

A.5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: two case

A.6. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to subdivision (a) of Government Code 54956.9

A.6.a. EL 17/18-001 vs. Morgan Hill Unified School District Case No. 17CV319128

A.6.b. EL 20/21-001 vs. Morgan Hill Unified School District Case No 20CV369396

A.6.c. Marc Lopes vs. Morgan Hill Unified School District Case No. HG21093409

A.6.d. Approve Special Education Settlement Agreement EL 20/21-006

A.6.e. Approve Special Education Settlement Agreement EL 20/21-007

A.7. CONFERENCE WITH LABOR NEGOTIATOR (Government Code 54957.6) Morgan Hill Classified Employees Association (MHCEA) and Morgan Hill Federation of Teachers (MHFT), Designated representative: Fawn Myers / Morgan Hill Educational Leaders Association (MHELA), Unrepresented employees, Designated representative: Steve Betando, and Superintendent, Designated representative: Karen Rezendes, Lozano Smith

A.8. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code 54956.8)

A.9. PUBLIC EMPLOYEE-DISCIPLINE / DISMISSAL / RELEASE / REASSIGNMENT / COMPLAINT (Government Code 54957 and 54957.1)

A.10. PUBLIC EMPLOYEE APPOINTMENT (Government Code 54957)

A.11. RECONVENE TO PUBLIC SESSION

B. CALL TO ORDER / PLEDGE OF ALLEGIANCE

President Sullivan called the meeting to order at 6:03 PM and Kylie Sullivan, Ann Sobrato High School Student Board Representative led the Pledge of Allegiance

C. INTRODUCTION OF BOARD MEMBERS AND STAFF

Board Members and Staff introduced themselves

D. RECOGNITIONS / PRESENTATIONS

D.1. Recognize San Martin Gwinn student Apolo Ukanwa whose mural received 1st Place in the 2021 Silicon Valley Reads Multimedia Contest.

Alex Aasen, Principal San Martin / Gwinn announced the Santa Clara County Office of Education and Silicon Valley Reads 2021 Silicon Valley Reads Multimedia Contest winner, San Martin / Gwinn student Apolo Ukanwa. The theme this year was: "Connecting - the universal human ability to build resilience by looking for people, places and things that provide comfort and joy during tough times."

D.2. Recognize Quetzalle Negrete (Live Oak High School), Leila Acevez (Central Continuation High School) and Kylie Sullivan (Ann Sobrato High School) Student Board Members for 2020-21

The Board and Staff recognized Live Oak High School Senior Quetzalle Negrete, Central Continuation High School Senior Leilah Acevez and Ann Sobrato High School Senior Kylie Sullivan for their contributions to the Morgan Hill Unified School District community as Student Board Representatives.

D.3. Recognize Sobrato High School, Albertsons/Safeway, and Clinic Champions for their Vaccine Clinic Work

The Board recognized Ann Sobrato High School Assistant Principal Joe Guinane, Albertsons/Safeway NorCal Pharmacy Operations, Alberstons Corporate Director, State & Local Government Relations Larry Carr, Safeway NorCal Pharmacy Operations Clinical Point Pharmacist Yasminda Nguyen, Clinicians Shores Sharaft, Nidhi Dubey and Magdalena Temes for their hard work and efforts with the vaccine clinics.

E. ADOPTION OF AGENDA

Motion Passed: Passed with a motion by Heather Orosco and a second by Carol Gittens.

Yes Adam Escoto
Yes Carol Gittens
Yes John Horner
Yes Ivan Montes
Yes Heather Orosco
Yes Mary Patterson
Yes Wendy Sullivan

Student Board Representative Preferential Vote
Yes Kylie Sullivan

F. APPROVAL OF I. CONSENT ITEMS

Motion Passed: To pull I.2.c for further discussion passed with a motion by Mary Patterson and a second by Ivan Montes.

Yes Adam Escoto
Yes Carol Gittens
Yes John Horner
Yes Ivan Montes
Yes Heather Orosco
Yes Mary Patterson
Yes Wendy Sullivan

Student Board Representative Preferential Vote
Yes Kylie Sullivan

G. PUBLIC COMMENT / COMMUNICATIONS

The following individual addressed the Board:

Amy Smith, Parent, addressed the Board regarding reopening plans for fall 2021-22 and safety guidelines for reopening

H. COMMUNICATIONS

H.1. Closed Session Action Report (Government Code 54957.1)

A.6.d Approve Special Education Settlement Agreement EL 20/21-006

Motion Passed: To approve settlement A.6.d for no more than \$13,000 passed with a motion by John Horner and a second by Heather Orosco.

Yes Adam Escoto
Yes Carol Gittens
Yes John Horner
Yes Ivan Montes
Yes Heather Orosco
Yes Mary Patterson
Yes Wendy Sullivan

A.6.e Approve Special Education Settlement Agreement EL 20/21-007

Motion Passed: To approve settlement A.6.e for no more than \$45,000 over the course of two years passed with a motion by Mary Patterson and a second by Heather Orosco.

Yes Adam Escoto
Yes Carol Gittens
Yes John Horner
Yes Ivan Montes
Yes Heather Orosco
Yes Mary Patterson
Yes Wendy Sullivan

H.2. Report: Student Board Member

Kylie Sullivan, Ann Sobrato High School Student Board Member, shared a slide presentation.

[210601 Student Board Report](#)

H.3. Reports: Superintendent / Staff

Superintendent Betando, led a moment of silence for two recent tragedies; acknowledged the vaccine

clinic efforts and reported on the self-certification mandate for District employees.

H.4. Reports: Employee Groups: Morgan Hill Classified Employee Association / Morgan Hill Federation of Teachers / Morgan Hill Educational Leaders Association

Cheryl Van Deventer, Morgan Hill Classified Employee Association Vice President, reported upcoming events at El Toro Elementary School.

Jim Levis, Morgan Hill Federation of Teacher President, acknowledged San Martin / Gwinn student, Apolo Ukanwa for his award, the Student Board Representatives for their service and all those who contributed to the vaccine clinics; recognized the MHFT Site and Non-Site Teachers of the Year recipients; announced the MHFT College Scholarship recipients and congratulated all the graduating students.

Patrick Buchser, Morgan Hill Educational Leaders Association President, reported attending BTSA Colloquium; acknowledged all Teachers of the Year recipients and Classified Staff; attended the MHUSD retirement celebration; reported end of year activities; recognized the Reclassification students; reported site SPSA's are completed and summer school plans are in motion; attended end of year staff meetings; acknowledged Superintendent Betando for his years of service and welcomed new Superintendent, Dr. Carmen Garcia.

H.5. Reports: Board Members

Trustee Escoto, attended the Language Ambassador event at San Martin / Gwinn, the MHUSD retirement event; reported Kiwanis and Rotary will be hanging the senior banners downtown; attended granddaughters promotion ceremony and recognized Superintendent Betando for supporting our community.

Trustee Orosco, attended the Language Ambassador event, Live Oak and Ann Sobrato senior awards night.

Trustee Horner, attended the Live Oak Green and Gold Awards, Pride Flag ceremony at the City building and reported on Legislative Action Committee efforts and Chamber Education Committee.

Trustee Patterson, attended the Community Asset Builders meeting, the South County Youth Taskforce meeting, reflected on how our community has come together to feed our community and announced the LATI recognition for food distribution.

Trustee Montes, echoed previous sentiments of the celebrations for our students; acknowledged Principals and their SPSA efforts and recognized Pride month.

Trustee Sullivan, acknowledged the reclassification families and students; attended high school achievement events, Language Ambassador event, Santa Clara budget perspective workshop and MHUSD retirement celebration and participated in the Chamber Education Committee meeting.

H.6. Calendar: Upcoming events

President Sullivan read aloud the calendar of upcoming events

I. CONSENT ITEMS

I.1. BUSINESS SERVICES

I.1.a. Approve fiscal year 2021-22 expenditure plan for Education Protection Account (Proposition 55 funds)

I.1.b. Approve participation in purchasing consortiums

I.1.c. Approve authorization to enter into an electricity supply agreement

I.2. EDUCATIONAL SERVICES

I.2.a. Receive the School Plans for Student Achievement

I.2.b. Forty members of the Live Oak High School Emerald Regime request permission to travel to New York, New York

I.2.c. Approve amendment to Special Education contract bringing total contract amount to \$143,834

This item was pulled from the Consent Agenda to General Business for further discussion.

Board discussions included a request for MOU's of this nature be attached to the agenda item for Board only view.

Trustee Montes brought forth a motion but then withdrew the motion.

Motion Passed: Passed with a motion by Carol Gittens and a second by Adam Escoto.

Yes Adam Escoto

Yes Carol Gittens

Yes John Horner

Abstain Ivan Montes

Yes Heather Orosco

Yes Mary Patterson

Yes Wendy Sullivan

Student Board Representative Preferential Vote

Yes Kylie Sullivan

I.3. HUMAN RESOURCES

I.3.a. Approve personnel action to employ, re-employ, promote, reassign, accept resignation, accept retirement, and authorize related compensation

I.4. SUPERINTENDENT

I.4.a. Approve the minutes from the Special Board meeting of February 8, 2021

I.4.b. Approve the minutes from the Special Board meeting of February 11, 2021

I.4.c. Approve the minutes from the Regular Board meeting of May 18, 2021

J. GENERAL BUSINESS - PUBLIC SESSION ITEMS FOR BOARD DISCUSSION

J.1. Public Hearing: Local Control Accountability Plan

Glen Webb, Director Curriculum, Instruction and Assessment provided an overview of the LCAP is as a comprehensive planning tool to support student outcomes and important component of the local control funding formula (LCFF).

A Public Hearing was held.

Public Hearing Opened: 7:38 PM

There was no public comment

Public Hearing Closed: 7:38 PM

Board discussions included a suggestion to identify alternate adult representation in students' lives included in the LCAP and recognition of the Educational Services Team for producing this plan.

J.2. Public Hearing: 2021-22 Proposed Budget

Lisa Lee, Interim Director Fiscal Services provided an overview of the 2021-22 proposed budget of the District.

A Public Hearing was held.

Public Hearing Opened 7:42 PM

There was no public comment

Public Hearing Closed: 7:42 PM

J.3. Public Hearing: Disclosure of District reserves and reasons

Lisa Lee, Interim Director Fiscal Services provided an overview of the information for review and discussion with the adopted and revised budgets.

A Public Hearing was held.

Public Hearing Opened: 7:43 PM

There was no public comment

Public Hearing Closed: 7:44 PM

J.4. Approve Resolution In Support of LGBTQIA Pride Month

The Board supported MHUSD's commitment to recognizing LGBTQIA History Month to provide a continuing opportunity for all people in our community to celebrate positive contributions as well as learn about the discrimination and inequality that has faced, and continues to face, LGBTQIA people.

Motion Passed: Passed with a motion by Adam Escoto and a second by Kylie Sullivan.

Yes Adam Escoto
Yes Carol Gittens
Yes John Horner
Yes Ivan Montes
Yes Heather Orosco
Yes Mary Patterson
Yes Wendy Sullivan

Yes Student Board Representative Preferential Vote
Yes Kylie Sullivan

J.5. Approve the Expanded Learning Opportunities Grant Plan

Assistant Superintendent Vazquez-Vialva presented the Expanded Learning Opportunities (ELO) Grant Plan for providing supplemental instruction and support to students, including those identified as needing academic, social-emotional, and other support, including the provision of meals and snacks.

Board discussions included appreciation for the work of the grant, parameters of the grant and stakeholder input, tier one support, ELPAC training, one-time monies and staffing.

Motion Passed: Approve as submitted Passed with a motion by John Horner and a second by Carol

Gittens.

Yes Adam Escoto
Yes Carol Gittens
Yes John Horner
Yes Ivan Montes
Yes Heather Orosco
Yes Mary Patterson
Yes Wendy Sullivan

Student Board Representative Preferential Vote
Yes Kylie Sullivan

J.6. District's broadband internet efforts to support students and potential partnership with Balance Access

Veronica Hoyle-Kent, Director of Technology and Enrollment, and Elise Brentnall, Chief Operating Officer of South Valley Internet, provided information about Balanced Access.

Board discussions included potential challenges with partnership, testimonials, cost to district, commitment for staff, pros and cons of a non-profit alternative, ongoing fundraising, next steps for consideration and potential employee conflict of interest.

The Board provided direction for Staff to explore this option and check with legal for conflict of interest and determine need within the District.

J.7. Proposed 2021-22 Adopted Budget for the unrestricted and restricted General Funds as reported in the Standardized Account Code Structure (SACS) report

Lisa Lee, Interim Director Fiscal Services presented the proposed Adopted Budget for the Unrestricted and Restricted General Fund. The Adopted Budget will be presented for final approval at the June 15, 2021 Board meeting.

Board discussions included the ELO budget and 45-day revise.

J.8. New business: future agenda items / future recognitions

Trustee Orosco requested an Antisemitism resolution to be presented at a future Board of Education meeting.

Trustee Montes requested an adult education and child development services outline.

Trustee Escoto requested looking into ongoing meeting accessibility for the public.

K. PUPIL DISCIPLINE

L. ADJOURNMENT

The meeting was adjourned at 9:14 PM

Steve Betando, Superintendent