

**MORGAN HILL UNIFIED SCHOOL DISTRICT
REGULAR BOARD OF EDUCATION MINUTES**

June 15, 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 4:05 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.3.a. Recommendation for readmission of student R 20/21-005

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 cases

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 20/21-008

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.10.a. Director of Fiscal Services

A.11. PUBLIC EMPLOYMENT / PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code 54957)

A.12. RECONVENE TO PUBLIC SESSION

B. CALL TO ORDER / PLEDGE OF ALLEGIANCE

President Sullivan called the meeting to order at 6:00 pm and Trustee Orosco led the Pledge of Allegiance

C. INTRODUCTION OF BOARD MEMBERS AND STAFF

Board Members and Staff introduced themselves

D. RECOGNITIONS / PRESENTATIONS

D.1. Recognize Migrant Student of the Year

The Board recognized Ann Sobrato High School senior Andrea Samantha Martinez, Migrant Student of the Year.

E. ADOPTION OF AGENDA

Motion Passed: 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

F. APPROVAL OF I. CONSENT CALENDAR

Motion Passed: To pull item I.4.d to General Business and table I.4.b passed with a motion by Wendy Sullivan and a second by Adam Escoto.

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

G. PUBLIC COMMENT / COMMUNICATIONS

H. COMMUNICATIONS

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

H.2. Report: Student Board Member

H.3. Reports: Superintendent / Staff

Superintendent Betando, shared current health and safety guidance, including mask requirements; updated on the Board decision to return to in-person instruction next fall, advocating for less restrictions; acknowledged his last meeting and reflected on all his years of service at MHUSD and reported on a successful graduation season.

Assistant Superintendent Myers, acknowledged Superintendent Betando's last Board meeting and welcomed new Fiscal Services Director, Lisa Lee.

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

Danielle Nunes, Morgan Hill Classified Employee Association President, acknowledged MHFT for completing negotiations; congratulated new Fiscal Services Director; Acknowledged Superintendent Betando for his service to our District and wished employees a safe and happy summer.

Jim Levis, Morgan Hill Federation of Teachers President, acknowledged Migrant Student of the Year and new Fiscal Director; recognized MHUSD families for all their support over the last school year; highlighted item J.1 MHFT agreement on the agenda; reported on Special Education and focus academies program needs and thanked Superintendent Betando for his many years of service to our District.

Patrick Buchser, Morgan Hill Educational Leaders Association President, congratulated Migrant Student of the Year for their recognition and the new Fiscal Director; reported sites are closing out the year; acknowledged the work of the SPSA's and recognized Superintendent Betando for his leadership and support.

H.5. Reports: Board Members

Trustee Escoto, acknowledged the Migrant Student of the Year and Fiscal Services Director; reported Friday will be the last Community Asset Builders meeting and acknowledged the Leadership Team.

Trustee Horner, reported attending graduations and a welcome for Dr. Garcia, hosted by the Edward Boss Prado Foundation.

Trustee Sullivan, addressed a motion the student board member made at a previous meeting, explaining the legalities; attended graduation ceremonies and attended an APISMA webinar, sharing her learnings.

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 agreements for legal services for fiscal year 2021-22

I.1.b. Adopt resolution for categorical exemption for Charter School of Morgan Hill additions and modernizations project

I.1.c. Approve agreement with Michael's Transportation Services

I.1.d. Approve agreement with Charter School of Morgan Hill for transportation related services

I.1.e. Ratify contracts executed pursuant to Board Policy 3312

I.1.f. Adopt resolution to accept donations made to the Morgan Hill Unified School District and increase budgets

I.1.g. Adopt resolution to avoid delays in payment of liabilities of the District for a three year period ending June 30, 2024, which may result if the Board of Education is required to adopt individual resolutions for each budget transfer

I.1.h. Select contractor and award preliminary services agreement to contractor for Britton Middle School new student union building and administration modernization project

I.1.i. Ratify the Ann Sobrato High School fencing project agreement

I.1.j. Approve three-year lease agreement with Live Oak Emerald Regime for the Auditorium at Britton Middle School

I.1.k. Approve delegation of authority for the Live Oak High School security fencing project

I.1.l. Approve contract with National Demographics Corporation for trustee area analysis

I.2. EDUCATIONAL SERVICES

I.2.a. Approve travel for ten members of the Live Oak High School Future Farmers of America (FFA) to attend the National Future Farmers of America (FFA) Leadership Convention in Indianapolis, Indiana

I.2.b. Accept local metrics to be reported on the Fall of 2021-22 California Public School Dashboard

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 regular Board meeting of June 1, 2021

I.4.b. Approve Board Governance Calendar for 2021-22

This item was tabled until the August 4, 2021 Board Retreat

I.4.c. Approve 2021-2022 Designation of CIF Representatives to League

I.4.d. Approve Resolution Against Anti-Semitism

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

Motion Passed: 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

J. GENERAL BUSINESS - PUBLIC SESSION ITEMS FOR BOARD DISCUSSION

J.1. Public Hearing: Ratify tentative agreement between Morgan Hill Unified School District and the Morgan Hill Federation of Teachers effective July 1, 2021 - June 30, 2024

Public Hearing Opened: 7:11 PM

No Public Comments

Public Hearing Closed: 7:12 PM

Motion Passed: After public hearing, ratify agreement as submitted Passed with a motion by Mary Patterson and a second by Adam Escoto.

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

J.2. Approve School Plans for Student Achievement (SPSA) 13 K-12 sites

Assistant Superintendent Vazquez-Vialva presented a summary of the School Plans for Student Achievement (SPSA).

Board discussions included how the SPSA reflect the LCAP, appreciation for staff efforts on the SPSA, teacher support and social emotional support efforts, unique measure at JAMM with music assessment, focus academies, stakeholder accessibility, unique documentation for each site.

Motion Passed: Approve as submitted Passed with a motion by Heather Orosco 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

J.3. Approve Local Control Accountability Plan

Educational Services recommended the approval of the 2021-2022 Local Control Accountability Plan (LCAP). The plan is the result of staff and stakeholder input and has been available for public review and further comment since the June 1 Governing Board public hearing. The plan has also been reviewed by the Santa Clara County Office of Education.

Board discussions included appreciation for all the work on the LCAP, communication of objectives to our community, continued refinement of the LCAP, user friendly LCAP tool on the website, parent engagement, electronic communications and focus academies.

Motion Passed: Approve as submitted Passed with a motion by Ivan Montes 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

J.4. Approve Morgan Hill Unified School District's annual budget for 2021-22 school year in accordance with Education Code 42122-42127

Lisa Lee, Director Fiscal Services, presented the proposed budgets for 2021-22 for all District funds.

Board discussions included appreciation for additional time spent educating Trustees, transparency with revisions, 45-day revise in August and explanation of forms.

Motion Passed: Approve as submitted Passed with a motion by Heather Orosco and a second by Mary Patterson.

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

J.5. Special Education presentation on vision

Rebecca O'Brien, Director Special Education shared the Special Education Department's Vision.

Board discussions included survey responses, outcomes regarding complaints, positive direction, appreciation of staff, parent engagement and disaggregated data.

J.6. Community Adult School report

Shannon Lane, Principal Community Adult School shared highlights of the 2020-2021 academic school year.

Board discussions included appreciation for the report and program, support for program, need for visibility of the school and visitations from Trustees and Staff.

J.7. Measure G Bond quarterly update

Jackie Schaefer, Director Bond Programs and Construction provided the Measure G Bond Quarterly update.

J.8. Approve Deputy Superintendent and Chief Financial Officer and Assistant Superintendents' Employment Contracts

President Sullivan read aloud the terms of the Deputy Superintendent and Chief Financial Officer and Assistant Superintendents employment contract terms.

Board discussions included appreciation for their contributions and professionalism.

Motion Passed: Assistant Superintendent contracts approved as submitted passed with a motion by Ivan Montes 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

Motion Passed: Deputy Superintendent and Chief Financial Officer contract approved as submitted passed with a motion by Mary Patterson and a second by Adam Escoto.

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

J.9. Board Self-Evaluation Mid-Year Discussion

President Sullivan led a discussion on the Board Self-Evaluation Mid-Year review.

Board discussions included dates for Board retreat this summer, stakeholder input, ad hoc committee, outreach to CSBA for ideas on stakeholder input, prepping ideas for a prepared discussion at the retreat, mid-year review vs evaluation, review goals at retreat, use same format and review Board objectives at retreat, come to retreat with some data to reflect on.

The Board created an Ad Hoc working group to discuss the mid-year review. The Ad Hoc committee will include the following Trustees and begin June 15, 2021 and end after the Board Retreat.

Trustee Horner, Patterson and Sullivan (as needed)

J.10. New business: future agenda items / recognitions

Trustee Sullivan requested a board policy review on liability payments.

Trustee Horner requested a review of practices, policies and school security - where are we at, strategies on security (fences, cameras...).

Trustee Montes requested an EL Master Plan update.

K. PUPIL DISCIPLINE

K.1. Approve Recommendation for readmission of student R 20/21-005

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

L. Farewell to Superintendent Betando

The Board recognized Superintendent Betando for his eight years of service to students, staff and community and shared stories of all his accomplishments.

M. ADJOURNMENT

The meeting was adjourned at 9:09 PM

Dr. Carmen Garcia, Superintendent