

ADOPTED MINUTES
El Dorado Union High School District
BOARD OF TRUSTEES
Regular Board Meeting
March 14, 2023

Submit to
Board _____

A. INTRODUCTORY ITEMS

1. Call to Order

This meeting of the Board of Trustees was called to order at 4:30 p.m. by Board President Jessica Rodgers in the Ponderosa High School Cafeteria.

As there were no requests to address the Board, Mrs. Rodgers closed this portion of the meeting and the Board adjourned for Closed Session discussion on the following agenda items (GC 54957.7, 54954.5):

- a. Discuss hearing panel recommendations regarding potential orders to expel two students. *
- b. Discuss actions for certificated and classified personnel listed in the consent agenda related to personnel action. (GC 54954.5, 54957)
- c. Public Employee: Discipline/Dismissal/Release/Reassignment/Resignation (GC22714; 44929; 44929.21; 44934; 44949; 44951; 44953; 44954; 44955; 45192; 44195; 87488)
- d. Conference with labor negotiators (agency negotiators for the Board are Deputy Superintendent Christopher Moore, Assistant Superintendent Tony DeVile, and Assistant Superintendent Robert Whittenberg) to discuss with the Board represented employees: Discussion related to Proposals from Faculty Association. (GC 3547 {a})
- e. On-Going Litigation: 1 case - Legal Counsel, Ongoing Litigation, subject to Government Code section 54956.9, regarding proposed settlement of claims related to e-cigarettes and vaping issues.
- f. Superintendent Evaluation: Timeline.

The Board reconvened Open Session at 5:50 p.m. in the Ponderosa High School Cafeteria.

2. Pledge of Allegiance was led by Mr. David Del Rio.

3. Attendance

Board Members

Jessica K. Rodgers
Timothy M. Cary
David J. Del Rio
Brooke B. Van Komen
Lori M. Veerkamp

D.O. Staff

Ron Carruth, Superintendent/Secretary to the Board
Tony DeVile, Assistant Superintendent
Robert Whittenberg, Assistant Superintendent
Pam Bartlett, Senior Director
Chuck Palmer, Senior Director
Serena Fuson, Executive Assistant to the Superintendent

<u>Student Board Member</u>	<u>Association Representatives</u>
Elizabeth Rankin	Teri Whiting

4. Requests to change the agenda and approval of agenda.

Mr. Del Rio moved to approve the agenda as presented. Mr. Cary seconded. Motion carried (5-0).

Cary:	<u>Aye</u>
Del Rio:	<u>Aye</u>
Rodgers:	<u>Aye</u>
Van Komen:	<u>Aye</u>
Veerkamp:	<u>Aye</u>
(Rankin):	<u>Aye</u>

5. Consent Agenda

Mrs. Veerkamp moved to approve the consent agenda. Mr. Del Rio seconded. Motion carried (5-0).

Cary:	<u>Aye</u>
Del Rio:	<u>Aye</u>
Rodgers:	<u>Aye</u>
Van Komen:	<u>Aye</u>
Veerkamp:	<u>Aye</u>
(Rankin):	<u>Aye</u>

1. Approval of Minutes of February 14, 2023 Board Meeting.
2. Approval of Commercial Warrants Report (copy for viewing available at District Office).
3. Approval of Routine Certificated Personnel Action.
4. Approval of Routine Classified Personnel Action.
5. Review of Board Policies and Administrative Regulation: AR/BP 5141.52 - Suicide Prevention and BP 7310 - Naming of Facilities and Areas.
6. Annual Review and Update of BP 0450 - Comprehensive Safety Plan.
7. Annual Review of AR/BP 6145 - Extracurricular/Cocurricular Activities.
8. Approval/Ratification of Various Contracts (2-6-23 to 3-3-23).
9. Agreement for Special Services with School Services of California, Inc.
10. Approval of Agreement with CWDL to Perform the District's Audit for Fiscal Year 2023.
11. FinPath Services Agreement.
12. Home to School Transportation with the Camino Union School District Agreement.
13. Advanced Placement Summer Institute (APSI), Athens, GA, July 10-13, 2023.
14. Advanced Placement Summer Institute (APSI), Henderson, NV, July 24-27, 2023.
15. El Dorado High School Overnight Instructional Trip Request: AVID College Visit, Ashland, OR and Chico, CA, May 4-5, 2023.
16. EDUHSD Robotics Overnight Instructional Trip Request: FIRST Robotics World Competition, Houston, TX, April 17-23, 2023.
17. Oak Ridge High School Overnight Instructional Trip Request: State Championships Wrestling Tournament, Bakersfield, CA, February 22-25, 2023.
18. Oak Ridge High School Overnight Instructional Trip Request: Section Championships Wrestling Tournament, Stockton, CA, February 16-18, 2023.

19. Oak Ridge High School Overnight Instructional Trip Request: Swimming Invitational, Walnut Creek, CA, March 17-18, 2023.
20. Oak Ridge High School Overnight Instructional Trip Request: National Festival for Top Choirs, New York City, NY, April 12-16, 2023.
21. Oak Ridge High School Overnight Instructional Trip Request: CIF Swimming and Diving State Championships, Clovis, CA, May 11-13, 2023.
22. Oak Ridge High School Overnight Instructional Trip Request: Oregon Shakespeare Festival, Ashland, OR, May 12-14, 2023.
23. Ponderosa High School Overnight Instructional Trip Request: Academic Decathlon State Competition, Santa Clara, CA, March 24-26, 2023.
24. Ponderosa High School Out-of-State Instructional Trip Request: National Automobile Museum, Reno, NV, April 28, 2023.
25. Union Mine High School Overnight Instructional Trip Request: FFA State Field Day, Fresno, CA, April 21-22, 2023.
26. Union Mine High School Overnight Instructional Trip Request: Cal Poly FFA State Finals Field Day, San Luis Obispo, CA, May 4-6, 2023.
27. Union Mine High School Overnight Instructional Trip Request: Oregon Shakespeare Festival, Ashland, OR, May 11-14, 2023.
28. Out-of-State Travel Request: National Notary Association Annual Conference, Scottsdale, AZ, June 4-7, 2023.

B. SUPERINTENDENT'S OPENING UPDATES

Superintendent Carruth recognized our staff for continuing to work hard for our students even during the current adverse weather conditions.

C. RECOGNITION OF SPECIAL CONTRIBUTIONS AND ACHIEVEMENTS

1. Reports from Student Representatives: El Dorado, Oak Ridge, Ponderosa, and Union Mine High Schools and Alternative Schools/Programs.
 - a. Sloan Applegarth reported on student activities and El Dorado High School.
2. Teaching and Learning.

There were no action/discussion items under this session.
3. Classified Recognition – Supporting Students.

Mr. Aaron Palm recognized Gary Galbraith, Oak Ridge High School Campus Monitor, for building positive relationships with students on campus.
4. Hall of Fame Ponderosa Wrestling Coach: Richard Fox.

Mr. Jeremy Hunt recognized Richard Fox, Ponderosa Wrestling Coach, for positively influencing our youth for the past 45 years.

D. ACKNOWLEDGMENT OF CORRESPONDENCE

Correspondence was shared with the Board of Trustees for their review via email.

E. INVITATION TO BARGAINING UNIT PRESIDENTS/DESIGNEES AND/OR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD (GC54954.3)

1. Mrs. Teri Whiting, President of CSEA, congratulated Mr. Galbraith for his recognition this evening. She thanked the District's transportation and maintenance teams for going out and working hard during the unusual weather conditions as well as the Career Guidance Specialists for their work putting together the EDUHSD Career Expo last week. Mrs.

Whiting shared that CSEA will be meeting tomorrow to review openers for the 2023-2024 year.

F. SUPERINTENDENT’S – ACTION/DISCUSSION ITEMS

There were no action/discussion items under this session.

G. EDUCATIONAL SERVICES – ACTION/DISCUSSION ITEMS

There were no action/discussion items under this session.

H. BUSINESS SERVICES – ACTION/DISCUSSION ITEMS

1. 10 Year Enrollment History and 6 Year Enrollment Projection from School Years 2022/23 to 2028/29.

Assistant Superintendent Robert Whittenberg stated that every year, after CBEDS enrollments are compiled, new enrollment projections are calculated based on the most current data available.

The District contracts with SchoolWorks, Inc. to prepare a Demographic Study that provides a one-year projection detail by grade level and school, and a 10-year projection summary by school with 10 years of historical data. These projections are used to determine staffing and facility needs and are based on current school boundaries and attendance patterns using trend analysis of the students moving from grade to grade, new housing development rates and yield factors applied to historical trends, and Intra-District transfer analysis.

Mr. Ken Reynolds from SchoolWorks, Inc. provided a detailed overview of the District’s EDUHSD Demographic Study.

2. Oak Ridge High School Drop-Off Zone & Facilities Update.

Mr. Dan Augino stated that the traffic congestion at Oak Ridge High School has been a source of frustration for students, staff and the surrounding community members for several years. In early 2022, he enlisted the help of our El Dorado County Department of Transportation Engineers and Traffic Experts, along with our District Architect, California Design West, to view and discuss the traffic problems, as well as the most efficient use of the high school property.

During the past year, District Staff, California Design West and the County DOT engineers studied the traffic patterns and completed a drone survey of the area to clearly identify the main source of traffic and congestion.

The four main issues are:

1. Heavy pedestrian traffic in front of the school crossing at the four-way stop sign crossing at Harvard Way and Clermont Way and the school Front Parking Lot exit.
2. Congestion caused by students being dropped off and picked up on the street, in the parking lots and in front of the school.
3. Competing interests in parking spaces and through traffic in and out of the school parking lots impacting students, staff and community visitors.
4. Inefficient use of school property. The outdated design was built to accommodate 8 school buses in the loading zone when only 2 buses are current used.

The Design Team developed three improvement plan options and shared them with site staff and District Administrators. The option being presented tonight was unanimously chosen as the best option. The main features of the improvements are listed below.

1. A traffic control signal light for pedestrians and vehicles in front of the school at Harvard Way and Clermont Way.
2. Redesign the front parking lot to increase parking spaces and provide two lanes for student drop off and pick up and one lane for bypassing the drop-off zone to access both parking lots.
3. Join the student parking lot with the front parking lot with a roundabout intersection.
4. Provide an entrance/exit from the east parking lot onto Silva Valley Parkway at the south end of the parking lot.
5. Relocate the student bus loading zone to the current lawn area in front of the west parking lot.

Mrs. Veerkamp moved to approve the Oak Ridge High School Drop-Off Zone design and project. Mrs. Van Komen seconded. Motion carried (5-0).

Cary: Aye

Del Rio: Aye

Rodgers: Aye

Van Komen: Aye

Veerkamp: Aye

(Rankin): Aye

3. Second Interim Budget Report.

Assistant Superintendent Robert Whittenberg reported about the changes to the budget from the first interim to the second interim report for 2022/23. He stated that updated budget and subsequent year projections to reflect the ongoing implementation of the Local Control Funding Formula (LCFF), the formula rolled the revenue limit and numerous grants into one funding model. Based on the California State Adopted 2022/23 budget and other projections. He reviewed the District's revenue, enrollment, other factors, expenditures, and reserves.

Assistant Superintendent Robert Whittenberg stated that the District currently has sufficient projected resources and reserves to maintain a positive fund balance through the end of the 2024/25 fiscal year. The District will continue to review programs and expenditures in order to maintain fiscal viability in the future.

Mr. Cary moved to approve the Positive Certification of the District's Interim Report. Mrs. Veerkamp seconded. Motion carried (5-0).

Cary: Aye

Del Rio: Aye

Rodgers: Aye

Van Komen: Aye

Veerkamp: Aye

(Rankin): Aye

4. Resolution 2022/23-17 Committed Funds.

Assistant Superintendent Robert Whittenberg reported that school district governing boards are responsible for maintaining the fiscal solvency of the schools they govern. The

purpose of creating the committed fund balance in GASB 54 is to improve fiscal reporting through fund balance categories that will be more easily understood. The conditions required to activate the local reserve cap were met in 2021-22, which means the cap will go into effect beginning with the 2022-23 fiscal year.

Mrs. Veerkamp moved to approve Resolution No. 2022/23-17. Mrs. Van Komen seconded. Motion carried (5-0).

Cary: Aye
Del Rio: Aye
Rodgers: Aye
Van Komen: Aye
Veerkamp: Aye
 (Rankin): Aye

5. Public Hearing and Approval for a Student Transportation Plan for the 2022-23 School Year.

Assistant Superintendent Robert Whittenberg reported that the 2022-23 State Budget includes additional funds that school districts can receive to pay for more of the costs associated with providing student transportation services. In order to receive the funds, the District is required to adopt a Student Transportation Plan annually on or before April 1, 2023.

Mrs. Rodgers opened the meeting to a public hearing to solicit the recommendations and comments of members of the public regarding the proposed Student Transportation Plan which was posted on the EDUHSD website and made available for comment via [Zoom](#). There being no comments, Mrs. Rodgers closed the public hearing.

Mrs. Veerkamp moved to approve the 2022-23 Student Transportation Plan. Mr. Cary seconded. Motion carried (5-0).

Cary: Aye
Del Rio: Aye
Rodgers: Aye
Van Komen: Aye
Veerkamp: Aye
 (Rankin): Aye

I. STUDENT SERVICES – ACTION/DISCUSSION ITEMS

1. Legal Counsel, Ongoing Litigation, subject to Government Code section 54956.9, regarding proposed settlement of claims related to e-cigarettes and vaping issues. Senior Director Chuck Palmer stated that the El Dorado Union High School District sued JUUL Labs, Inc., and others, for damages suffered by the district resulting from the youth vaping epidemic. El Dorado Union High School District alleged that JUUL Labs' design, manufacture, production, advertisement, marketing, distribution, and sale of its JUUL e-cigarette products overtly and purposely targeted kids, leading to substantial increase in youth use of vaping and e-cigarette devices, which required El Dorado Union High School District to expend money and resources on addressing student use on campuses. The proposed settlement heard in closed session resolves the claims against JUUL Labs, Inc. and its agents. Litigation against other named defendants will continue.

2. Consideration of Student Disciplinary Matters Relating to Expulsion and/or Readmission. (GC 54954.5[h]; EC 35146, 48918[c])

The Board of Trustees hereby adopts the Expulsion Agreement, Rehabilitation Plan and Order of the Board of Trustees regarding the stipulated expulsion of Students #22-8 and #22-9.

Mrs. Veerkamp moved to approve the expulsion of Students #22-8 and #22-9. Mr. Cary seconded. The motion unanimously carried (5-0).

Cary: Aye
Del Rio: Aye
Rodgers: Aye
Van Komen: Aye
Veerkamp: Aye

J. HUMAN RESOURCES – ACTION/DISCUSSION ITEMS

1. Disclosure and Ratification of the Master Contract between the El Dorado Union High School District and the Faculty Association for 2022-2023.

Assistant Superintendent Tony DeVille reported that AB1200 and Government Code section 3547.5 required local education agencies to publicly disclose the provisions of all collective bargaining agreement before the Board gives final approval to the Agreement. The Disclosure Statement is attached and has been posted on the District bulletin board for public review.

The Board of Trustees and the District Administration have been engaged in contract negotiations with the Faculty Association and on Thursday, January 26, 2023, signed a Tentative Agreement. Subsequently, the Faculty Association Board notified the District that the membership approved the Tentative Agreement, and it is now being presented for final approval to the Board of Trustees.

Mrs. Veerkamp moved to ratify the agreement between the El Dorado Union High School District and the Faculty Association for 2022-2023. Mr. Del Rio seconded. Motion carried (5-0).

Cary: Aye
Del Rio: Aye
Rodgers: Aye
Van Komen: Aye
Veerkamp: Aye
 (Rankin): Aye

2. Approval of Application for a Provisional Internship Permit for Thomas Fennell, Mathematics Teacher at Union Mine High School.

Assistant Superintendent Tony DeVille reported that the Administration is requesting approval to submit an application for a Provisional Internship Permit (PIP). This PIP will allow for the hiring of a full-time, Mathematics teacher at Union Mine High School. Multiple recruitments for a mid-year replacement Mathematics teacher resulted in few applicants with appropriate qualifications. This PIP will permit the teacher, Thomas Fennell, to continue to work for the remainder of the 2022-2023 school year. The assignment is three periods of Mathematics (grades 9-12).

Mr. Fennell has a degree in Engineering and thus a background in Mathematics. He is currently enrolled in a credentialing program with National University, has passed the

CBEST examination and holds a 30day substitute credential. He has worked as a long-term substitute in multiple classrooms within the District.

Mr. Cary moved to approve submittal of the Provisional Internship Permit to the CTC on behalf of Thomas Fennell. Mrs. Veerkamp seconded. Motion carried (5-0).

Cary: Aye
Del Rio: Aye
Rodgers: Aye
Van Komen: Aye
Veerkamp: Aye
 (Rankin): Aye

3. Approval of Resolution No. 2022/23-16 - Expiration of Specially Funded Position.
 Assistant Superintendent Tony DeVille reported that due to the expiration of a specially funded position, the Board is being asked to approve the attached resolution calling for the reduction of classified staff by 0.6250 FTE and authorizing the 60-day notice.

Mrs. Van Komen moved to approve Resolution No. 2022/23-16 to reduce classified staff for the 2022-2023 school year due to the expiration of funds. Mrs. Veerkamp seconded. Motion carried (5-0).

Cary: Aye
Del Rio: Aye
Rodgers: Aye
Van Komen: Aye
Veerkamp: Aye
 (Rankin): Aye

K. OTHER – ACTION/DISCUSSION ITEMS

1. El Dorado County School Boards Association Awards Announcement.
 Superintendent Carruth shared that the El Dorado County School Boards Association Annual Awards Celebration will be held on Monday, March 27, 2023.
- Mrs. Lori Veerkamp will receive a Dolores Memorial Spirit of Boardmanship Award.
 - Sierra Child & Family Services will receive an Outstanding Community Organization Award.

L. ANNOUNCEMENTS BY BOARD AND CABINET, IF NEEDED

Announcements and topics of interest reported by Board Members/Cabinet and timeline of items for future Board Meetings.

Superintendent Carruth:

- Superintendent Carruth expressed his gratitude for our Transportation Department for getting our students safely to school when manageable during these unknown weather conditions.

Ms. Rankin:

- Ms. Rankin shared that she received 2nd place at a recent FFA competition and will compete at State in April.

Mrs. Veerkamp:

- Mrs. Veerkamp congratulated El Dorado High School for winning the overall State Ski Championship for 2023. She encourages our Board of Trustees and Superintendent to create and submit a District letter to the governing sports authority to consider creating a separate category for transgender youth.

Mrs. Van Komen:

- Mrs. Van Komen shared that she recently attended Ponderosa's Spurs and Sparkle Barn Bash and fundraiser and it was well attended. She also got to attend the Educating for Careers Conference in downtown Sacramento with Mrs. Whiting.

Mr. Del Rio:

- Mr. Del Rio thanked Ponderosa for hosting tonight.

Mr. Cary:

- Mr. Cary thanked Ponderosa for hosting tonight.

Mrs. Rodgers:

- Mrs. Rodgers shared that she was invited to the recent California School Boards Association Delegate Assembly Meeting and it was great to connect with other Districts. Discussions included information regarding AB1023, Senate Bill 645, and AB906.

M. CLOSED SESSION

This session was not needed.

N. OPEN SESSION

The Board of Trustees voted 5-0 to conditionally resolve litigation against JUUL Labs, Inc. and other defendants regarding liability and damages related to e-cigarette and vaping.

O. ADJOURNMENT:

There being no further business, Mrs. Rodgers adjourned the meeting at 7:23 p.m.

Ron Carruth
Secretary to the Board of Trustees