



MINUTES OF THE REGULAR BOARD MEETING OF THE BOARD OF EDUCATION

February 15, 2022

Closed Session 5:00 PM / Regular Meeting 7:00 PM

Education Center · 685 E. Jack London Blvd. · Livermore, CA · 94551

This meeting was conducted via Zoom Webinar, and was in compliance with Assembly Bill (AB) 361, which allows for a deviation of teleconference rules required by the Brown Act. Members of the public were encouraged to observe and participate remotely.

Board Members Present: President Craig Bueno, Clerk Emily Prusso, Members Yanira Guzmán, Kristie Wang, and Anne White were present

Administrative Staff Present: Dr. Kelly Bowers, Superintendent; Chris Van Schaack, Deputy Superintendent; Melissa Theide, Assistant Superintendent; Susan Kinder, Assistant Superintendent; Geoff Warner, Director of Information Technology; Michelle Dawson, Coordinator of Community Engagement; and Executive Assistant to the Superintendent, Lori Rice

Administrative Staff Present via Zoom During Open Session: Darrel Avilla, Director of Student Services; Jason Krolikowski, Director of Secondary Education; and Kim McNeely, Bond Program Director

Student Board Member Representative Present: Emily Wheeler, Livermore High School. Elise Davies, Granada High School, was absent.

1.0 5:03 P.M. - CALL TO ORDER

The meeting was called to order by President Bueno with Clerk Emily Prusso, and Members Yanira Guzmán, Kristie Wang, and Anne White present.

2.0 ADJOURN TO CLOSED SESSION

The Board adjourned to Closed Session to discuss items 2.1 through 2.5. Staff in attendance included Dr. Kelly Bowers, Superintendent; Chris Van Schaack, Deputy Superintendent; Susan Kinder, Assistant Superintendent; and Melissa Theide, Assistant Superintendent. In addition, they were joined virtually by consultant Charles Heath of TBWH and legal counsel, William Tunick with Dannis Woliver Kelly, and John Palmer with Orrick.

2.1 Public Employee Discipline/Dismissal/Release/Leave/Employment Pursuant to Government Code Section 54957

2.2 Conference with Labor Negotiator Pursuant to Government Code Section 54957.6 Employee Organizations: California School Employees Association (CSEA) – Chris Van Schaack; Service Employees

International Union (SEIU) – Chris Van Schaack; Livermore Education Association (LEA) – Chris Van Schaack

2.3 Anticipated Litigation, Conference with Legal Counsel – Significant exposure to litigation pursuant to Paragraph (2) or (3) of subdivision (d) of Section 54956.9: One case

2.4 Existing Litigation, Conference with Legal Counsel – Pursuant to Paragraph (1) of subdivision (d) of Section 54956.9 (Gov Code 54954.5 9 (c)): Three cases

2.5 Conference with Real Property Negotiators

(Government Code Section 54956.08) APN 905-0018-024 (3266 Constitution Drive), APN 905-0018-025 (3278 Constitution Drive), in Livermore, California.

Agency Negotiator: Chris Van Schaack, Susan Kinder, Kelly Bowers

3.0 7:00 P.M. RECONVENE IN OPEN SESSION

3.1 The Regular Board Meeting was reconvened in Open Session by President Craig Bueno with Clerk Emily Prusso, Members Yanira Guzmán, Kristie Wang, and Anne White present.

President Bueno noted that District staff will continue to debrief following our Zoom Webinar Board meeting of the LVJUSD, with the intent to make modifications to the virtual meeting format if/as needed for future meetings. He thanked members of the public for their continued understanding and patience.

- A. The Pledge of Allegiance was led by Student Board Member Emily Wheeler.
- B. Closed Session Action - None
- C. Expulsion Action - None
- D. Meeting Procedures – President Craig Bueno reviewed all meeting procedures that included detailed instructions for Section 8.0 - Communications from the Public.

4.0 CHANGES TO THE AGENDA

Dr. Bowers stated that there was one change to the agenda.

Multiple pieces of formal Board correspondence were received after the agenda was published and prior to the cutoff time of 4:00 p.m. the day before the meeting, as per policy. A copy of the additional correspondence was summarized and included in the Board Clerk summary. Formal Correspondence received after the agenda was published will be included on the agenda of the March 1st Board Meeting.

5.0 RECOGNITIONS

5.1 Recognition of Granada High School Athletic Directors David Moore and Bryce Head

Matthew Hart, principal of Granada High School, virtually introduced and recognized the Granada High School Athletic Director, David Moore, and Assistant Athletic Director, Bryce Head. Mr. Hart noted that in addition to running the sports programs at Granada High School, David and Bryce have had to manage testing programs and health protocols. Their hard work has resulted in students being able to experience the full range of athletics programs at GHS.

5.2 Recognition of the Joe Michell K-8 School “Soaring Eagles”

Dr. Laura Lembo, proud principal of Joe Michell K-8 School virtually recognized the Joe Michell ‘Soaring Eagles.’ Dr. Lembo remarked that these are incredible staff members who have gone above and beyond this school year to support students. Yard Supervisors Mary Burbano and Drew Nevis have been willing to do whatever it takes and were always there to brighten the spirits of students and staff. Elementary teachers Mary Steeley, Bobbi Byrnes, Valerie Talley, Stacey Mahoney, and Jenna Wilson provided supervision during their lunch time when they were short staffed. Middle School Team Sandy Zucker and Katie Hamilton, as well as Vice Principal Ravi Prabhala and International Baccalaureate (IB) Coordinator Dr. Ezgi Booth made sure that students had consistent teachers when substitutes were in short supply. Dr. Lembo noted that these were just a few examples of their willingness to do whatever it takes to support students. Dr. Lembo closed her remarks by commenting that these staff members were truly “the wind beneath their eagle wings” at Joe Michell School.

6.0 STUDENT BOARD MEMBER REPORTS

In the absence of Elise Davies, Granada High School (GHS), Emily Wheeler read her report. Ms. Davies noted that Granada High School is full of life and spirit and reported on several recent and upcoming athletic events. She also noted that tickets would soon be available for both Junior Prom and Senior Ball. She closed her remarks by reminding Granada students to “Stay classy.”

Emily Wheeler - Livermore High School (LHS), reported that students showed true Cowboy spirit with the recent filming of Operation Needle Drop, a lip dub tradition that involves filming a walking tour of the campus. Ms. Wheeler also remarked that LHS had just held an Advanced Placement (AP) Fair, in which teachers promoted their AP classes and encouraged students to join AP classes for next year. As always, she closed her report by stating that, “Today is a great day to be a Cowboy.”

7.0 EMPLOYEE ASSOCIATIONS

Aimee Thompson, Livermore Education Association (LEA) President thanked the Livermore community for supporting the amazing programs funded through the Measure G parcel tax and encouraged continued support for the upcoming renewal in May. She remarked that the Livermore Education Association (LEA) Representative Council had recently unanimously voted to endorse Measure A going forward as this support is vital for a robust program for students.

Stephanie Waggener, California School Employees Association (CSEA) President reported that CSEA had recently reviewed and voted to approve several items, resulting in a ratification of a tentative agreement. They hope to begin negotiations soon and move quickly through the new sunshined items.

8.0 COMMUNICATIONS FROM THE PUBLIC - via Zoom

A - Audience Communication

Alexandria Izarraraz, LVJUSD parent, expressed displeasure with recent student discipline, as well as what she believes to be political messages being sent to children. ****Note:** The Principal has followed up with this parent.

Ray Easler, Community member, stated that he was speaking on behalf of a parent who has alleged retaliation and posed questions related to her student's 504 plan evaluation. ****Note:** Staff has reached out to parent and Mr. Easler.

Shelley Casey, LVJUSD nurse, noted that the tone and tenor of words matter. She listed examples of divisive language that has been used during the public comment section of previous Board meetings and commented that this must not be tolerated. Ms. Casey thanked the Board and urged that they continue to follow scientific evidence and the guidance from partners with Alameda County Public Health.

Jennifer Toro, LVJUSD parent, expressed displeasure with masking guidelines and stated that children should not be wearing masks.

8B Board Correspondence - The Board of Education received the following Formal Board Correspondence. Board President Bueno asked Clerk Emily Prusso to acknowledge correspondence to the Board.

1. Melanie Young, LVJUSD parent, expressed frustration and requested grading policies to be changed.

****Note:** The High School Principal followed up with this parent.

2. Katherine Koziowski, LVJUSD parent, stated that she, as well as others, have been harassed and bullied after speaking at Board meetings. She requested that the Board address and inform community members that tactics of intimidation, name calling, and bullying, are unacceptable.

3. Kyoko Takayama, Alameda County Coalition for Fair Redistricting, thanked the Board for their leadership. In addition, she requested changes to meeting procedures relative to public comment.

There were also 53 pieces of correspondence requesting that COVID mitigation measures including mask requirements, quarantine, and / or proposed vaccination mandate be lifted. These pieces of correspondence were received by the following:

Heather Gibson	Joanne Duncan
Trina Wade	Darlene Heylen
Fabian Moreno (17)	Bernadette Fernandez
Al Nunez	Dede Hahlbeck
Crystall Chau	Caleb Wetzel
Cate C.	Cassie Wetzel
Kari Reynosa	Melanie Petty
Tawny Alexander	Olivia Cooksey
Melissa Morales	Heather Lombardo
Jillian Haddad	Domenic Lombardo
Sarah Buurkarl	Andy Halvorson
Katherine Couture	Ashley Yalkut
Kelly Klein	Jamie Blake
Liberty Gon	Lisa Seagren
Greg Wilkendorf	Jana Gelo
Suzanne Winters	Jamie Olson
Nathan Mar	Cia Riccomini
Rachel Gerlovich (2)	Chandra Sheehan

In addition, there were 5 pieces of correspondence expressing appreciation to the Board for following County and State Public Health Guidelines to keep schools open and students and staff healthy. These pieces of correspondence were received from:

Carolyn Fisher
Elizabeth & Marc Costantino
Bianca Summerill
Gina Kehr
Carolyn Reggiardo

9.0 INFORMATION / DISCUSSION ITEMS

9.1 COVID-19 Informational Update

Chris Van Schaack, Deputy Superintendent, presented the LVJUSD COVID-19 Informational Update, for information only.

Public Comments:

Sydney Cushman, LVJUSD parent, offered her opinion that it is the duty of elected officials to look at and consider the evidence being presented to them. She also shared her opinion that the Board does not have the authority to apologize for comments with which they do not agree.

Heather Lombardo, LVJUSD parent, stated that those who have called expressing their opinions about masking mandates have taken much verbal attack from those that don't agree with them. She noted that many are not anti-mask or vaccine, but pro-parent choice. She urged the Board to advocate to Alameda County Public Health requesting that mask requirements be lifted.

Mary Perner, Community member, thanked the Board for following science throughout this difficult period in time. As a senior citizen who is at higher risk of severe illness, she is especially grateful for all that has been done through the schools to keep community members safe and healthy.

Danielle Canning, LVJUSD parent, expressed opposition to mask mandates and urged the Board to push back against these requirements.

Jackie Cota, Community member, offered her opinion that it is time to return to 'normal,' and return to in-person meetings. She urged the Board to implement mask choice.

Hayden Sadan, Granada High School student, thanked the Board and encouraged them to continue following County health guidelines. He drew a comparison between the COVID vaccine and other required vaccines such as polio and pertussis, and stated that vaccines are tools that have been used to prevent severe disease for over a hundred years.

Erica Badger, LVJUSD parent, encouraged the Board to vote to lift the mask mandate if it becomes a choice for them to make. She thanked teachers and District staff for their hard work.

Nicole Escovedo, LVJUSD parent, expressed frustration with what seems to be disorganized communication relative to COVID exposure notification. She posed a question relative to masking requirements for unvaccinated children when the mask mandate is lifted for children.

Rachel Gerlovich, LVJUSD parent, stated that she believes there are many who are upset about the COVID protocols, especially about masks and proposed vaccine requirements. Ms. Gerlovich noted that all have something in common and want to do the best for their children.

Alexandra Izarraraz, LVJUSD parent, expressed opposition to mask mandates, proposed vaccination requirements, and posed questions related to the use of COVID relief funding.

Jennifer Vierra, Community member, expressed appreciation for the parents that have spoken up against COVID protocols. She encouraged the Board to stand up against the mask mandates.

Joanne Morrison, Community member, noted that it has been a difficult two years. She commended teachers for their work, especially during the period of distance learning and shared appreciation for District leaders and nurses.

Trustee White posed questions relative to staffing and substitute shortages. She remarked that she joins the group that believes leaders are more hypocritical than ever before, and noted that State leaders missed an opportunity to set an example.

Trustee Prusso posed questions relative to COVID-19 relief funding and whether or not mask requirements will be tied to vaccination status when mandates are lifted. She remarked that she has a sense that we are no longer in a state of emergency. She indicated that she believes that the advocacy of parents has been heard by State leaders and that may be why mask mandates may be lifted sooner than originally anticipated. She noted that she is proud of our community as it has done so much to protect the vulnerable. Trustee Prusso expressed hope that things will get back to normal soon.

Trustee Guzmán posed questions relative to the protocols for COVID-19 exposure notification and inquired as to whether or not masks were provided to children if they need one. **Note: Staff clarified that masks are provided to staff or students in need of them.

Trustee Wang remarked that even those who agree with the masking requirements want the mask requirements to go away. She encouraged everyone to be patient, and noted that we will soon be able to celebrate that schools have remained open the entire school year with no closures related to COVID.

President Bueno requested that COVID-19 exposure notification procedures be reviewed with District and site staff to ensure that they are followed consistently. He remarked that many have referenced State politicians that have not followed the mask mandates and noted that he follows the expert guidance of State and County Health Leaders. President Bueno remarked that our District follows the professional guidance of medical experts. He stated that he, too, is looking forward to seeing smiles and things returning to normal.

9.2 International Baccalaureate (IB) Report for Joe Michell K-8 School, an IB World School, and Granada High School Diploma Programme

Jason Krolkowski, Director of Secondary Education, virtually introduced Matthew Hart, Principal of Granada High School and Dr. Laura Lembo, Principal of Joe Michell K-8 School. Dr. Lembo and Mr. Hart virtually introduced their IB Coordinators, Dr. Ezgi Booth (Michell K-8) and Jon Cariveau (GHS) who presented the International Baccalaureate (IB) Report for Joe Michell K-8 School, an IB World School, and Granada High School Diploma Programme, for information only. Joe Michell K-8 students Middle Years Programme Students, Rhanor Gillette and Greta Fick-Furlotte, as well as IB Granada High School Diploma Candidate students, Ciara Terry, Jonathan Van Essen, and Nubia Pokam virtually shared their unique experiences.

Public Comments: None

9:26 pm President Bueno called for a short recess

9:38 pm President Bueno reconvened the meeting

9.3 Local Control and Accountability (LCAP) Update

Assistant Superintendent Melissa Theide presented the Local Control and Accountability Plan (LCAP) Update, and Assistant Superintendent Susan Kinder presented the Budget component of the report, including the Budget Overview for Parents, for information only.

Public Comment:

Suzanne Sheeran, Community member posed a question regarding reporting requirements for Elementary and Secondary School Emergency Relief (ESSER) funding related to mask requirements, quarantine, COVID testing and vaccination.

9.4 Measure J Bond Program Update

Kim McNeely, Bond Program Director presented the Measure J Bond Program Update, for information only.

Public Comment: None

10.0 DISCUSSION / ACTION ITEMS

10.1 Approval of Board Policy / Administrative Regulation 3514.1 Hazardous Substances Replacement - First Reading

Darrel Avilla, Director of Student Services, virtually presented Board Policy 3514.1 Hazardous Substances Replacement, for Board approval of the First Reading.

Public Comment: None

AMENDED - Motion

President **Craig Bueno** Moved, Clerk **Emily Prusso** Seconded to approve the **AMENDED** motion to approve 'Board Policy 3514.1 Hazardous Substances as a First and Final Reading.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Craig Bueno	Yes
Emily Prusso	Yes
Yanira Guzmán	Yes
Kristie Wang	Yes
Anne White	Yes

Darrel Avilla, Director of Student Services, virtually presented Administrative Regulation 3514.1 Hazardous Substances Replacement, for Board approval of the First Reading.

Public Comment: None

AMENDED - Motion

Clerk **Emily Prusso** Moved, **Member Anne White** Seconded to approve the **AMENDED** motion to approve 'Administrative Regulation 3514.1 Hazardous Substances as a First and Final Reading.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Craig Bueno	Yes
Emily Prusso	Yes
Yanira Guzmán	Yes
Kristie Wang	Yes
Anne White	Yes

10.2 Approval of Administrative Regulation 3514.2 Integrated Pest Management - First Reading

Darrel Avilla, Director of Student Services, presented the Administrative Regulation 3514.2 Integrated Pest Management, for Board Approval of the First Reading.

Public Comment: None

AMENDED - Motion

Member **Anne White** Moved, Clerk **Emily Prusso** Seconded to approve the **AMENDED** motion to approve 'Administrative Regulation 3514.2 Integrated Pest Management as a First and Final Reading.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Craig Bueno	Yes
Emily Prusso	Yes
Yanira Guzmán	Yes
Kristie Wang	Yes
Anne White	Yes

10.3 Election of Representatives to California School Boards Association Delegate Assembly

President Bueno initiated discussion with fellow Board members regarding the Election of Representatives to the California School Boards Association Delegate Assembly, for Board Approval.

Public Comment: None

ORIGINAL - Motion

President **Craig Bueno** Moved, Clerk **Emily Prusso** Seconded to approve the **ORIGINAL** motion 'Accept the write-in request for Ken Rawdon, to be included on the CSBA Delegate Assembly ballot' Upon a roll call vote being taken, the vote was: Aye: 4 Nay: 1 The motion **Carried** 4 - 1.

Craig Bueno	Yes
Emily Prusso	Yes
Yanira Guzmán	Yes
Kristie Wang	Yes
Anne White	No

President Craig Bueno tabled the discussion and vote on the individual candidates for the CSBA Delegate Assembly, to the March 1, 2022 Board Meeting.

11.0 CONSENT ITEMS - MOTIONS

- 11.1 Approval of Consent Items – Motions
- 11.2 Approval of Employment of Personnel
- 11.3 Approval of Employment of Extracurricular Coaches, 2021-2022
- 11.4 Approval of Leaves of Absence
- 11.5 Confirmation of Resignations/Retirements
- 11.6 Approval of Consultant
- 11.7 Approval of Gifts to District
- 11.8 Approval of Purchase Order Summary Report for January
- 11.9 Approval of Board Member Committee Appointments/Acknowledgment of Superintendent's Assignments for 2022
- 11.10 Authorization to Bid the District-Wide Asphalt Repair, Reseal and Restripe Project
- 11.11 Approval of February 1, 2022 Regular Board Meeting Minutes

Public Comment: None

ORIGINAL – Motion

Clerk **Emily Prusso** Moved, Member **Kristie Wang** Seconded to approve the **ORIGINAL** motion 'Approve Consent Items – Motions 11.2 - 11.11.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Craig Bueno	Yes
Emily Prusso	Yes
Yanira Guzmán	Yes
Kristie Wang	Yes
Anne White	Yes

12.0 CONSENT ITEMS - RESOLUTIONS

- 12.1 Approval of Consent Items - Resolutions
- 12.2 Resolution No. 036-21/22, Authorizing the Sale of Surplus Equipment
- 12.3 Resolution No. 037-21/22, In Support of Assembly Bill No. 75, Kindergarten - Community College Public Education Facilities Bond Act of 2022

Public Comment: None

ORIGINAL – Motion

Clerk **Emily Prusso** Moved, Member **Kristie Wang** Seconded, to approve the **ORIGINAL** motion 'Approve Consent Resolution Items – Motions 12.2 - 12.3.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Craig Bueno	Yes
Emily Prusso	Yes
Yanira Guzmán	Yes
Kristie Wang	Yes
Anne White	Yes

Public Comment: None

13.0 CONSENT ITEMS – MOTIONS REMOVED FOR SEPARATE DISCUSSION/VOTE

None

14.0 BOARD MEMBER REPORTS AND REQUESTS

Trustee Guzmán reported that she had recently attended the MathCounts event and expressed appreciation to Ms. Schlichter for touring her around the event. She enjoyed seeing the students encourage one another throughout the competition.

Trustee Wang reported that she attended the IB evaluation visit and the PCIC meeting, and noted that it is always lovely to hear reports from parent group leaders about the great things happening at their schools. Trustee Wang commented that she also attended the Algebra Task Force meeting and the MathCounts lightning round. She remarked that the Livermore Library has great programming for Black History month, and for next month they have scheduled some amazing programs for neurodiverse students including drumming circles, music, and book clubs.

Trustee White noted that she would be attending the Policy Committee and the meeting with the Alameda County Health Officer and hoped that would provide an insight into upcoming announcements related to masking requirements for children.

Trustee Prusso posed a clarifying question relative to Assembly Bill 361 and if a new resolution should be included on the March 1, 2022 agenda.

President Craig Bueno reported that he, too, attended the MathCounts event and remarked that our students give him much hope for the future. He thanked Coach Silva from GHS and Congratulated Coach Moses, the new head coach for the GHS football team.

15.0 SUPERINTENDENT’S REPORT

Dr. Bowers reported that Livermore High School received word of their successful WASC self study and validation visit, in which it earned a six-year accreditation, which is the maximum term. In addition, Granada High School received rave reviews from its recent IB validation visit.

Information has been shared about the expansion of childcare options through the *Right at School* program. A virtual parent informational meeting will be held on February 22, 2022. Dr. Bowers also noted that our District is in the midst of TK/Kindergarten registration. Registration is taking place by site, this year, rather than a congregate setting, and we look forward to being back to the major Kindergarten Fair event next year. Each new kindergarten student will receive an LVJUSD packsack, along with a coloring page of their school's mascot and a pack of crayons.

Dr. Bowers mentioned that she enjoyed the excitement of the MathCounts competition, and that she was very excited to see a 7th grade young lady as the top winner. She shared that the MathCounts winners or Mathletes will be recognized at an upcoming Board meeting.

Dr. Bowers concluded her remarks as always, with the reminder to stay well, be safe, and know that we are #StrongerTogether!"

16.0 ADJOURNMENT

There being no further business before the Board, President Bueno adjourned the Meeting at 10:41 P.M.

Respectfully submitted,

Board President

Board Clerk

Approved and entered into the proceedings of this Board this 1st day of March, 2022.