



**MINUTES OF THE BOARD MEETING  
OF THE BOARD OF EDUCATION  
June 18, 2024**

**Closed Session 6:00 PM / Board Meeting 7:00 PM**

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

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**Board Members Present:** President Emily Prusso, Clerk Kristie Wang, Members Craig Bueno, Steven Drouin, and Yanira Guzmán, were present.

**Administrative Staff Present:** Kelly Manke, Assistant Superintendent; Melissa Theide, Assistant Superintendent; Teresa Fiscus, Assistant Superintendent; Amy Robbins, Executive Director of Human Resources; Doug D'Amour, Fiscal Director; Tracie Christmas, Director of Student Services; Michelle Dawson, Coordinator of Community Engagement; Matthew Hart, Director of Assessment and Accountability; Jason Krolkowski, Director of Secondary Education; Geoff Warner, Chief Technology Officer; Katie Crouse, Child Nutrition Services Director; and, Chris Van Schaack, Superintendent.

**Student Board Member Representative Present:** Student Board Member Representatives will not report on their school activities, as the school year has ended.

**1.0 6:00 P.M. - CALL TO ORDER**

The meeting was called to order by President Prusso.

**2.0 6:00 P.M. ADJOURN TO CLOSED SESSION**

The meeting was adjourned to Closed Session by President Prusso.

The Board adjourned to Closed Session to discuss items 2.1 through 2.8. Staff in attendance included: Chris Van Schaack, Superintendent; Teresa Fiscus, Assistant Superintendent; Kelly Manke, Assistant Superintendent; and, Melissa Theide, Assistant Superintendent.

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: Livermore Education Association (LEA) – Kelly Manke; Service Employees International Union (SEIU) – Kelly Manke;

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(c)): One Case

2.5 Conference with Real Property Negotiators (Government Code Section 54956.8) Property APN No. 905-10-22 (333 N. Canyons Parkway), in Livermore California Agency Negotiators: Chris Van Schaack, Kim McNeely. Negotiating Parties: LVJUSD and HDP Family Partnership. Under Negotiation: Price and Terms.

2.6 Conference with Real Property Negotiators (Government Code Section 54956.8) Property APN No. 905-10-21 (365 N. Canyons Parkway), in Livermore California Agency Negotiators: Chris Van Schaack, Kim McNeely. Negotiating Parties: LVJUSD and Franmar Company LLP. And Caliente Cowboss LLC. Under Negotiation: Price and Terms.

2.7 Conference with Real Property Negotiators (Government Code Section 54956.8) Property APN No. 904-2-26 (685 E. Jack London Blvd.), APN No. 97-88-94 (1040 Florence Road), in Livermore California Agency Negotiators: Chris Van Schaack, Kim McNeely. Negotiating Parties: LVJUSD and Shea Homes. Under Negotiation: Price and Terms.

2.8 Conference with Labor Negotiator (Gov. Code section 54957.6)  
Name of Negotiator: Board President Emily Prusso  
Unrepresented employee: Superintendent

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

3.1 The meeting was reconvened to Open Session by President Emily Prusso with Clerk Kristie Wang, and Members Craig Bueno, Steven Drouin, and Yanira Guzmán in attendance.

3.2 The Pledge of Allegiance was led by Superintendent Chris Van Schaack.

3.3 Actions approved in Closed Session - None

3.4 The Board voted on the recommended expulsion - None

3.5 Meeting Procedures - President Prusso reviewed all meeting procedures, including instructions for 8.0 Communication from the Public.

### **4.0 CHANGES TO THE AGENDA**

#### 4.1 The Superintendent will announce any changes to the agenda

Superintendent Chris Van Schaack reported that there were no changes to the Agenda.

### **5.0 RECOGNITION**

#### 5.1 Recognition of the Local Control and Accountability (LCAP) Committee

Superintendent Van Schaack asked Ms. Melissa Theide, Assistant Superintendent of Educational Services to present the recognition of the LCAP and DELAC Committee Members: Teresa Bodenmiller, Krista Alexy, Shamaila Quddusi, Raelene Avelar, AnnMarie Rohe, Lainie Pascall, Lilly Lopez, Isaac

Mendel, Arose Bey-Molina, Ankita Sharma, Jeffrey Vail, Jami Morton, Piyush Agarwak, Sherry McGowan, Kaveh Hosseini, Neha Sabharwal, Keri Menges, Kassandra Kate Lopez Lepe, Inayut Judge, Claire Mackinnon, Ben Rohe, David Martinez, Lori Rice, Mohammad Ahamdi, Justina Garcia, Analy Morales, Brian Scharmann, Wendy Hahn, Eliana Diaz, Dulce Tellez, Josefina Toledo, Rocio Arevalo, Latife Vergile, Claudia Arreola, Alma Taranowski, Kristie Starkovich, Francisco Espinoza, Mirsa Ramos, Elvira Munzon, Blanco Amador, Madhavi Mandapalli, Alma Alvarado, Dolores Herrero Quintana, Dayna Taylor, Preston Suess, Asma Walizada, Tami Bui, Alberto Moreno Herrera, Martinez Torres Guadalupe and Ana Garcia.

### 5.1 Recognition of Superintendent Chris Van Schaack

President Emily Prusso presented the recognition of Superintendent Chris Van Schaack. She presented him with a plaque, and each Board Member expressed their appreciation for his outstanding dedication to the District for 30 years.

President Prusso also invited Mr. Matthew Boer, representing Senator Glazer and Assemblymember Rebecca Bauer-Kahan, to speak about the years of services dedicated to LVJUSD, and presented him with a joint Resolution.

A video slideshow recognizing Superintendent Chris Van Schaack played with many pictures from over the years.

## **6.0 STUDENT BOARD MEMBERS REPORT**

### 6.1 Student Board Member Representatives will report on their school activities

Student Board Members did not report on their school activities, as the school year has ended.

## **7.0 EMPLOYEE ASSOCIATION REPORTS**

### 7.1 Employee Associations will report on activities

Ms. Stephanie Waggener, California School Employees Association (CSEA) President, shared that she heard that this was Superintendent Chris Van Schaack's last meeting. She thanked him for a good run, and appreciated all the conversations, even when they didn't agree.

She also wanted to say that she will miss Assistant Superintendent Teresa Fiscus. She shared that they have worked together for a long time. Ms. Waggener shared that Teresa is incredibly smart and we are losing someone really good. She thanked everyone and wished all a good evening.

Ms. Aimee Thompson, President of the Livermore Education Association (LEA), representing teachers, nurses, counselors, psychologists, speech pathologists and teachers on special assignment commented.

She shared that she is hopeful the recommended social studies materials will be approved and further hopeful that the funding will be found in the budget to purchase the materials.

She noted that during last week's board meeting it was stated that there is a \$4.4 million structural deficit in the District budget, which is about 2% of the budget. She mentioned that she is curious to know what has caused this deficit and the plan to address it.

Ms. Thompson welcomed Dr. Gibson as the new Superintendent. She shared that they have spoken a few times and that she looks forward to partnering with her to solve problems, improve practice and deliver the best for our students.

Ms. Thompson also acknowledged Eileen Greenlee, who has served as the LEA vice-president, and is returning to Granada as the athletic director.

She wished everyone a relaxing summer, and shared that she will see everyone July 30th.

## **8.0 COMMUNICATION FROM THE PUBLIC**

### A) Audience Communication

None

### B) Correspondence

Board Clerk Kristie Wang announced that there was no Board Correspondence.

## **9.0 INFORMATION / DISCUSSION ITEMS**

### 9.1 California Dashboard Local Indicators

Mr. Matthew Hart, Director of Assessment and Accountability, presented the California Dashboard Local Indicators, for information only.

Public Comments: None

### 9.2 Child Nutrition Annual Report

Ms. Katie Crouse, Child Nutrition Services Director, presented the Child Nutrition Annual Report, for information only.

Public Comments: None

## **10.0 DISCUSSION / ACTION ITEMS**

### 10.1 Approval of School Lunch Price Increase

Ms. Katie Crouse, Child Nutrition Services Director, presented the Approval of School Lunch Price Increase, for Board approval.

Public Comments: None

**ORIGINAL - Motion**

Member **Craig Bueno** Moved, and Member **Yanira Guzmán** Seconded to approve the **ORIGINAL** motion to ‘Approve the meal pricing adjustments as proposed.’ Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

10.2 Adoption of K-5 Social Science Instructional Materials

Mr. Matthew Hart, Director of Assessment and Accountability, presented the Adoption of K-5 Social Science Instructional Materials, for Board approval.

Public Comments: None

**ORIGINAL - Motion**

Member **Craig Bueno** Moved, and Member **Steven Drouin** Seconded to approve the **ORIGINAL** motion to ‘Adopt TCI K-5 Social Studies as the Elementary Social Science Instructional Materials.’ Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

10.3 Adoption of Middle School Social Science Instructional Materials

Mr. Jason Krolkowski, Director of Secondary Education, presented the Adoption of Middle School Social Science Instructional Materials, for Board approval.

Public Comments: None

**ORIGINAL - Motion**

Member **Yanira Guzmán** Moved, and Member **Steven Drouin** Seconded to approve the **ORIGINAL** motion to ‘Adopt Cengage National Geographic as the Middle School Social Science Instructional Materials.’ Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

#### 10.4 Adoption of High School Social Science Instructional Materials

Mr. Jason Krolkowski, Director of Secondary Education, presented the Adoption of High School Social Science Instructional Materials, for Board approval.

Public Comments: None

#### **ORIGINAL - Motion**

Member **Craig Bueno** Moved, and Member **Steven Drouin** Seconded to approve the **ORIGINAL** motion to 'Adopt McGraw Hill Impact California Social Studies as the High School Social Science Instructional Materials.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

#### 10.5 Approval of the Local Control and Accountability Plan (LCAP), Including the 2023-24 Annual Update, 2024-25 Budget Overview for Parents, 2024-27 LCAP, Action Tables, Required Actions Addendum, Instructions, and the 2024 LCAP Federal Addendum

Ms. Melissa Theide, Assistant Superintendent of Educational Services, presented the Approval of the Local Control and Accountability Plan (LCAP), Including the 2023-24 Annual Update, 2024-25 Budget Overview for Parents, 2024-27 LCAP, Action Tables, Required Actions Addendum, Instructions, and the 2024 LCAP Federal Addendum, for Board approval.

Public Comments: None

#### **ORIGINAL - Motion**

Member **Steven Drouin** Moved, and Member **Kristie Wang** Seconded to approve the **ORIGINAL** motion to 'Approve the Local Control and Accountability Plan (LCAP), Including the 2023-24 Annual Update, 2024-25 Budget Overview for Parents, 2024-27 LCAP Action Tables, Required Actions Addendum, Instructions, and the 2024 LCAP Federal Addendum.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Emily Prusso	Yes
Kristie Wang	Yes

Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

#### 10.6 Adoption of the 2024-2025 Budget

Ms. Teresa Fiscus, Assistant Superintendent of Business Services, presented the Adoption of the 2024-2025 Budget, for Board approval.

Public Comments: None

#### **ORIGINAL - Motion**

Member **Steven Drouin** Moved, and Member **Kristie Wang** Seconded to approve the **ORIGINAL** motion to 'Adopt the 2024-2025 Budget as presented.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

#### 10.7 Approval of Purchase and Sale Agreements for North Canyons Parkway Properties

Superintendent Chris Van Schaack, presented the Approval of Purchase and Sale Agreements for North Canyons Parkway Properties, for Board approval.

Public Comments:

1. Aimee Thompson, President of the Livermore Education Association, commented saying she only saw the purchase agreement and the price on the agenda.
2. Harold Freiman, Lozano Smith Attorney at Law, answered questions from the Board, and explained that there are two elements, one is the acquisition and the other is the exchange piece.

Superintendent Van Schaack shared during his presentation that these contracts could be assigned to a developer partner, so there will be no money out of pocket.

#### **ORIGINAL - Motion**

Member **Kristie Wang** Moved, and Member **Yanira Guzmán** Seconded to approve the **ORIGINAL** motion to 'Approval of both Purchase and Sale Agreements.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes

Steven Drouin            Yes  
Yanira Guzmán        Yes

### 10.8 Discussion/Approval of Employment Agreement with Superintendent

President Emily Prusso presented the Discussion/Approval of Employment Agreement with Superintendent, for Board approval.

Public Comments: None

President Prusso announced an oral readout:

‘Item 10.8 Discussion/Approval of Employment Agreement with Superintendent.

This item is to approve an employment contract for our new Superintendent, Dr. Torie Gibson. As required by law, I will make an oral summary of the compensation proposed to be provided to Dr. Gibson under this agreement.

- The term of the contract is from July 1, 2024 to June 30, 2028
- The base salary provided for is \$350,000/year
- The base salary shall be increased 2.5% or the same as the Livermore Education Association, whichever is higher, if the Superintendent receives a positive performance evaluation meaning a rating of satisfactory or above satisfactory on her annual performance evaluation
- The Superintendent will receive 1 day of sick leave for each of the 12 months she works in a year
- The Superintendent will receive health insurance coverage with premium costs paid for by the District under the District’s health, vision, and dental insurance plans for the Superintendent and spouse for a plan consistent with that offered to Livermore Management Association members
- The Superintendent will receive a one time payment of \$15,000 to cover her expenses in relocating to our area
- The Superintendent will receive mileage reimbursement consistent with Board Policy for her travel outside of the county
- The District will pay the Superintendent’s membership fees to be a member of the Association of California School Administrators and our local Rotary
- If the Board determines it appropriate the Board may hire a Superintendent Coach to mentor and support the Superintendent

This concludes the oral disclosure of the compensation proposed under this agreement. I will now turn to public comment followed by Board Member discussion.’

### **ORIGINAL - Motion**

Member **Kristie Wang** Moved, and Member **Yanira Guzmán** Seconded to approve the **ORIGINAL** motion to ‘Approve the Employment Agreement for the District Superintendent.’ Upon a roll call vote being taken, the vote was: Aye: 5    Nay: 0    The motion **Carried 5 - 0**.



Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

## 11.0 CONSENT ITEMS - MOTIONS

- 11.1 Approval of Consent Items - Motions
- 11.2 Approval of Employment of Personnel
- 11.3 Approval of Leaves of Absence
- 11.4 Confirmation of Resignations/Retirements
- 11.5 Approval of Employment of Extracurricular Coaches, 2024/2025
- 11.6 Approval of Revised California School Employees Association (CSEA) Salary Schedule for the 2023-2024 School Year
- 11.7 Approval of New Job Description - Paraeducator - Adult Transition Program
- 11.8 Approval of the Submission of the Proposition 28 Arts and Music in Schools Annual Report
- 11.9 Approval of the 2024-2025 Agricultural Career Technical Education Incentive Grant application
- 11.10 Approval of Dreambox Learning Contract
- 11.11 Approval of Agreement with Commercial Energy
- 11.12 Award of Contract for Special Testing and Inspection Services for the Marilyn Elementary School STEAM and Renovation Project Increment 2
- 11.13 Approval of the Purchase Order Summary Report for May
- 11.14 Approval of Gifts to District
- 11.15 Approval of the June 8, 2024 Special Board Meeting Minutes
- 11.16 Approval of the June 9, 2024 Special Board Meeting Minutes
- 11.17 Approval of the June 11, 2024 Regular Board Meeting Minutes

Public Comments: None

### ORIGINAL - Motion

Member **Craig Bueno** Moved, and Member **Kristie Wang** Seconded to approve the **ORIGINAL** motion to 'Approve Consent Items - Motions No. 11.2 through 11.17.' Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

## 12.0 CONSENT ITEMS - RESOLUTIONS

- 12.1 Approval of Consent Items - Resolutions

12.2 Resolution No. 085-23/24, Temporary Borrowing Between Funds for Fiscal Year 2024-2025  
 12.3 Resolution No. 086-23/24, Temporary Borrowing from the Alameda County Treasury  
 \*12.4 Resolution No. 087-23/24, Authorizing Superintendent and Assistant Superintendent of Business Services to Execute Contracts During the Months of July and August  
 \*12.5 Resolution No. 088-23/24, Authorized Signatures for Payroll Warrants and Disbursements for Fiscal Year 2024-2025  
 \*12.6 Resolution No. 089-23/24, Authorized Agents for Official Documents and Reports for the Fiscal Year 2024-2025  
 12.7 Resolution No. 090-23/24, Delegation of Authority to Award Specific Construction Services Contracts  
 12.8 Resolution Nos. 091 through 095-23/24, Retirement of Classified and/or Certificated Employees  
 12.9 Resolution No. 096-23/24, To Identify The Amount Of Budget Reductions Potentially Needed In 2025-2026 And To Require That A List Of Budget Reductions And/Or Solutions Be Included With The 2024-2025 Adopted Budget

\*12.4, 12.5 and 12.6 were moved to 13.0, Consent items removed for separate discussion/vote due to public comment.

Public Comments: None

**AMENDED - Motion**

Member **Yanira Guzmán** Moved, and Member **Steven Drouin** Seconded to approve the **AMENDED** motion to ‘Approve Consent Items - Resolution Nos. 085 and 086, and 090 through 096-23/24. Resolution Nos. 087, 088 and 089-23/24 were removed for a separate vote for public comment.’ Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion **Carried** 5 - 0.

Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

**13.0 CONSENT ITEMS REMOVED FOR SEPARATE DISCUSSION/VOTE**

13.1 Consent items removed for separate discussion will be placed here and voted on separately

12.4 Resolution No. 087-23/24, Authorizing Superintendent and Assistant Superintendent of Business Services to Execute Contracts During the Months of July and August  
 12.5 Resolution No. 088-23/24, Authorized Signatures for Payroll Warrants and Disbursements for Fiscal Year 2024-2025  
 12.6 Resolution No. 089-23/24, Authorized Agents for Official Documents and Reports for the Fiscal Year 2024-2025

Public Comments:

1. Aimee Thompson, President of the Livermore Education Association, asked why the month of August was included in the Resolution No. 087-23/24 since we resume our Board Meetings July 30, 2024.

2. Aimee Thompson, President of the Livermore Education Association, asked why Superintendent Chris Van Schaack was included in both Resolution No. 088 and 089-23/24 when Superintendent Gibson would be taking over.

Ms. Teresa Fiscus, Assistant Superintendent of Business Services, shared that the Business Department went through the month of August because they were unaware that there was a July Board Meeting, and mentioned that Resolution 087-23/24 would only be in place until the Board is back in session.

Ms. Teresa Fiscus shared that she had reached out to the Alameda County Office of Education, and because Dr. Gibson's contract was not brought forward until this meeting, she could not bring her forward on the signature card. Mid-Year changes can be signed off by the Board President. Once Dr. Gibson is onboard, new signature cards will be brought forward.

### **AMENDED - Motion**

Member **Yanira Guzmán** Moved, and Member **Steven Drouin** Seconded to approve the **AMENDED** motion to 'Approve Resolution No. 087, 088 and 089-23/24.' Upon a roll call vote being taken, the vote was: Aye: 4 Nay: 0 The motion **Carried** 4 - 0.

Emily Prusso	Yes
Kristie Wang	Yes
Craig Bueno	Yes
Steven Drouin	Yes
Yanira Guzmán	Yes

## **14.0 BOARD MEMBER REPORTS AND REQUESTS**

### 14.1 Board Members reported on their activities and/or made requests to staff.

Trustee Bueno shared that Willie Mays passed away, and gave his condolences.

Trustee Wang thanked the Board Members that came to the Juneteenth festival, thanked Superintendent Van Schaack, thanked Assistant Superintendent Teresa Fiscus, and welcomed Dr. Gibson.

Trustee Drouin attended several community events as the year closed out, and was thankful for the community. He is looking forward to some time off, and is deeply thankful for the work of Superintendent Van Schaack.

Trustee Guzmán wished all a Happy Father's Day. She commented saying that it was belated but feels Father's get the short stick with our academic calendar. She thanked Superintendent Van Schaack and shared that she is excited about Dr. Gibson.

President Prusso shared that it has been a short week since the last Board Meeting so there isn't much to share. She thanked Superintendent Van Schaack for all of his service to our District and community.

She also thanked Teresa Fiscus, as she has been a great Assistant Superintendent. She was always available to answer questions, and explain things on a level Ms. Prusso could understand.

President Prusso shared that Trustee Wang was one of the main people in charge of Juneteenth and shared that it was really fun to see what she has done for the Community.

## **15.0 SUPERINTENDENT’S REPORT**

### 15.1 The Superintendent reported on District activities

Superintendent Van Schaack shared that one of his career goals is to make meetings as short as possible. And with that in mind, he thanked all, and wished everyone goodnight.

## **16.0 ADJOURNMENT**

There being no further business before the Board, President Emily Prusso adjourned the Meeting at 8:58 p.m.

Respectfully submitted,

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Board President

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Board Clerk

Approved and entered into the proceedings of this Board this 30th day of July, 2024.