



MINUTES OF THE REGULAR BOARD MEETING OF THE BOARD OF EDUCATION

June 14, 2022

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

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

Board Members Present: President Craig Bueno, Clerk Emily Prusso, Members Yanira Guzmán, and Kristie Wang. Trustee Anne White was absent.

Administrative Staff Present: Dr. Kelly Bowers, Superintendent; Chris Van Schaack, Deputy Superintendent; Melissa Theide, Assistant Superintendent; Susan Kinder, Assistant Superintendent; Darrel Avilla, Director of Student Services; Chris Connor, Director of Elementary Education; Michelle Dawson, Coordinator of Community Engagement; Jason Krolikowski, Director of Secondary Education; Kelly Manke, Director of Human Resources; Kim McNeely, Bond Program Director; Frank Selvaggio, Director of Special Education; Glenn Sherman, Director of Maintenance Operations and Facilities; Geoff Warner, Director of Information Technology; and Executive Assistant to the Superintendent, Lori Rice.

1.0 5:00 P.M. - CALL TO ORDER

The meeting was called to order by Board President Craig Bueno with Clerk Emily Prusso, and Member Kristie Wang. Trustee Guzmán entered the meeting at 5:30 p.m.

2.0 5:07 P.M. ADJOURN TO CLOSED SESSION

The Board adjourned to Closed Session to discuss items 2.1 and 2.3 through 2.8. Staff in attendance included Dr. Kelly Bowers, Superintendent; Chris Van Schaack, Deputy Superintendent; Melissa Theide, Assistant Superintendent; and Susan Kinder, Assistant Superintendent. Darrel Avilla, Director of Student Services, Tracie Christmas, Director of Assessment and Accountability, Frank Selvaggio, Director of Special Education, and Rachael Tillman, legal counsel with Fagen, Friedman, & Fulfroast, joined the meeting. Relative to Item 2.2., Assistant Superintendents Susan Kinder and Melissa Theide, and Deputy Superintendent Chris Van Schaack exited the meeting at 6:35 p.m. Dr. Bowers exited the meeting at 6:46 p.m. The Closed Session adjourned at 7:03 p.m.

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

2.2 Public Employment: Title: Superintendent

2.3 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

2.4 Confidential Expulsion - Student G - Pursuant to Education Code 48918

2.5 Rejection of Liability Claim - Pursuant to Government Code Section 54956.95 Government Code Section 912.4 requires that the Board of Education act on a claim within (45) days after the claim has been presented. Liability Claim #607396.

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

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

2.8 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 Negotiators: Chris Van Schaack, Susan Kinder, Kelly Bowers

3.0 7:11 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, and Kristie Wang present. Trustee Anne White was absent.

- A. The Pledge of Allegiance was led by Livermore Rodeo Princesses: Mia Martin, Ivy Winters, Daniella Johnson, Brooklyn Kohistani, and Natalie Krauss
- B. Closed Session Action - No reportable action was taken in Closed Session.
- C. Expulsion Action -

ORIGINAL - MOTION

Member **Yanira Guzmán** Moved, Clerk **Emily Prusso** Seconded to approve the **ORIGINAL** motion to ‘Approve the stipulated expulsion of Student G for violation of Education Code section(s): 48915(c)(1). A rehabilitation plan is on file with the District.’ Upon a roll call vote being taken, the vote was Aye: 4 Nay: 0 Absent: 1. The motion **Carried** 4 - 0 - 1.

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

- 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 reported that there was one change to the agenda. We received two pieces of formal board correspondence prior to the deadline that were inadvertently left off the agenda. The correspondence was included in the Clerk’s summary of correspondence for the Board.

5.0 RECOGNITIONS

5.1 Recognition of the Livermore Rodeo Princesses

Superintendent Bowers welcomed Michelle Dawson, Coordinator of Community Engagement, who recognized and honored the Livermore Rodeo Princesses: Daniella Johnson, Ivy Winters, Mia Martin, Brooklyn Kohistani, and Natalie Krauss. Ms. Dawson noted that in their roles as Rodeo princesses, these students make numerous public appearances and act as ambassadors, representatives, and liaisons for the Livermore Rodeo Foundation, Livermore Stockmen’s Rodeo Association, and the City of Livermore. They were selected in part for their enthusiasm, communication skills, sportsmanship, and display of high morals and ethical character. Ms. Dawson remarked that we are pleased that these students are part of our LVJUSD community and know that the qualities and experiences they develop as Rodeo Princesses will make them great ambassadors for our District as well.

5.2 Recognition of Livermore Lab Foundation

Superintendent Bowers welcomed Michelle Dawson, Coordinator of Community Engagement, who recognized and honored Sally Allen of the Livermore Lab Foundation. Ms. Dawson recognized and thanked Ms. Allen and the Livermore Lab Foundation for their continuous and ongoing support of staff and students through education programs for teachers and students, internships, mentoring and donations of equipment and materials. Ms. Allen thanked Ms. Dawson for the opportunity to recognize three special Livermore High School Green Engineering Academy teachers: Karen Fletcher, Dorothy Morillos, and Joe Rodriguez, who enthusiastically agreed to take part in a Carbon Cleanup Initiative Education Pilot about the science behind carbon capture, mitigation, removal, and storage. Ms. Allen remarked that one of the most promising aspects of the Carbon Cleanup Initiative is the educational toolkit, designed with teachers and for teachers. This past year, the toolkit was piloted in 30 classrooms throughout California, three of which were by these Green Engineering Academy teachers at Livermore High School. This tool kit is the first of its kind in California, and likely the Nation. Karen Fletcher, Green Engineering Academy teacher, thanked the Livermore Lab Foundation and Lawrence Livermore National Laboratory for the opportunity to pilot this Educational toolkit. She stated that she, Dorothy and Joe were excited to be a part of the pilot program, as were their students, and they look forward to incorporating it into the future lessons and classes.

5.3 Recognition of Carl Melius Awardees

Chris Connor, Director of Elementary Education, had the pleasure of recognizing and honoring two outstanding District teachers who were awarded the Carl Melius Science Award for this school year. Dr.

Carl Melius is a Chemist at Sandia National Laboratories who has generously established an annual monetary award for excellence in teaching and integrating science curriculum in the non-science classroom. This year, teachers Debbie Smith from Sunset Elementary School and Mary Steeley of Joe Michell K-8 School were the recipients of this prestigious award.

6.0 STUDENT BOARD MEMBER REPORTS

Student Board Members did not report as the school year has ended.

7.0 EMPLOYEE ASSOCIATIONS

Aimee Thompson, Livermore Education Association (LEA) President, reported that LEA had conducted an end-of-year survey of its members posing three questions, 'What were the greatest rewards?; What were the greatest challenges of the year?;and What is something that they are proud of this year?.' Ms. Thompson shared a sampling of survey results. Top rewards included: in-person instruction, working with colleagues, and student growth. The top challenges included: the need for academic and social emotional intervention, the shortage of substitutes, and COVID. There was a wide range of achievements that members felt proud of: successfully starting new programs, completing personal educational goals, volunteering at vaccination clinics, and contributing to and observing student growth and progress. Ms. Thompson closed her remarks by stating, "It is amazing what we can achieve when we work together for students."

8.0 COMMUNICATIONS FROM THE PUBLIC - via Zoom

A - Audience Communication

Anne Brown, Community member, representing Tri-Valley Citizens' Climate Education and Livermore Advocates for Education, congratulated the Altamont Creek Green Team for their Green Ribbon Award. She noted that Altamont Creek's award is a shining example of what can be accomplished district-wide. Ms. Brown remarked that these community partners desire to provide community support for the formation of a District Green Team that will create a coordinated approach to training, resources, and staff time. She urged the Board and District leadership to include Community partners when a District Green Team is formed.

Joanne Morrison, Community member, spoke on behalf of Livermore Advocates for Education and Livermore Indivisible. Ms. Morrison thanked Dr. Bowers for everything she has done for children in our community as Superintendent for the last twelve years. She remarked that they have seen Dr. Bowers make sterling decisions as a leader throughout her tenure as Superintendent of Schools.

Louise Gonzales, LVJUSD parent, expressed her disapproval of COVID-19 vaccines, mitigation measures, and the renewed Alameda County Department of Public Health masking requirement.

8B Board Correspondence –

The Board received 5 pieces of Formal Board Correspondence expressing concerns relative to the process for the assessment for the State Seal of Biliteracy. These pieces of correspondence were received from the following:

Monica Wilson
Roxanne Whitehurst
Mackenzie Hofman
Ron Davis
Lindsay Whitehurst

** NOTE: Director of Assessment and Accountability, Tracie Christmas spoke with parents and made allowances that the change to the assessment requirements would be for students going forward and the 2022 Seniors would be held to the previous assessment requirements.

1. Jason Bezis, Attorney for the Alameda County Taxpayers' Association, expressed displeasure with the information included in the Measure J Bond Program Written Annual Report.

**NOTE: The Annual Report of the Independent Oversight Committee for the Measure J Bond Program included all legally required components.

2. Lisa Sholley, LVJUSD parent, in light of the recent school shooting in Texas, expressed concern relative to parents wearing shirts and hats featuring assault rifles or support for the 2nd Amendment while on campus. She requested that parents and school visitors be held to the same dress code standards as students.

9.0 INFORMATION / DISCUSSION ITEMS

9.1 Upcoming Summer 2022 Projects - Maintenance, Operations, and Facilities (MOF) Department

Glenn Sherman, Director of Maintenance, Operations, and Facilities, presented the Upcoming Summer 2022 Projects, for information only.

Public Comment: None

9.2 Measure J Bond Program Update

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

Public Comment: None

9.3 Enrollment and Staffing Report

Deputy Superintendent Chris Van Schaack presented the Enrollment and Staffing Report, for information only.

Public Comment: None

9.4 PUBLIC HEARING: 2022-2023 Local Control and Accountability Plan (LCAP), including Budget Overview for Parents, Action Tables, Instruction, 2021-2022 Mid-Year LCAP Supplement, and 2022 Federal Addendum, in Compliance with California Education Code

Melissa Theide, Assistant Superintendent, presented the 2022-2023 Local Control and Accountability Plan (LCAP), including Budget Overview for Parents, Action Tables, Instructions, 2021-2022 Mid-Year LCAP Supplement, and 2022 Federal Addendum, in Compliance with California Education Code, for information only.

President Bueno opened the Public Hearing and asked for Public Comment.

Public Comment: None

President Bueno closed the Public Hearing.

9.5 PUBLIC HEARING: Proposed 2022-2023 Budget Adoption

Susan Kinder, Assistant Superintendent, presented the Proposed 2022-2023 Budget, for information only.

President Bueno opened the Public Hearing

Public Comment: None

President Bueno closed the Public Hearing

8:45 P.M. President Bueno called for a short recess.

8:57 P.M. President Bueno reconvened the meeting.

9.6 Livermore Valley Joint Unified School District Superintendent Succession Planning, Selection Process and Transition Timeline

Board President Bueno presented the Livermore Valley Joint Unified School District Superintendent Succession Planning, Selection Process, and Transition Timeline, for information only.

Public Comment: None

10.0 DISCUSSION / ACTION ITEMS

10.1 Adoption of K-5 Science Instructional Materials

Chris Connor, Director of Elementary Education, presented the Adoption of K-5 Science Instructional Materials, for Board approval. Jeni Martin, Science Specialist Teacher at Joe Michell K-8 School was available for questions.

Public Comment:

Vaughn Draggoo, Community Member, shared that he had reviewed the TWIG Science Instructional materials for students and teachers. He shared that he found the materials to be user-friendly and offered his opinion that they will be an excellent resource for instruction surrounding the Next Generation Science Standards. He urged the Board to adopt TWIG Science Instructional Materials.

ORIGINAL Motion

Clerk **Emily Prusso** Moved, Member **Yanira Guzmán** Seconded to approve the **ORIGINAL** motion to 'Adopt K-5 Science Instructional Materials.' Upon a roll call vote being taken, the vote was: Aye: 4 Nay: 0 Absent: 1 The motion **Carried** 4 - 0 - 1.

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

10.2 Approval of Board Policy and Administrative Regulation 4030 Nondiscrimination In Employment - First Reading

Darrel Avilla, Director of Student Services, presented Board Policy and Administrative Regulation 4030 Nondiscrimination In Employment - First Reading, for Board approval.

Public Comment: None

AMENDED Motion

Clerk **Emily Prusso** Moved, Member **Kristie Wang** Seconded to approve the **AMENDED** motion to 'Approve Board Policy and Administrative Regulation 4030 Nondiscrimination In Employment for the First and Final Reading.' Upon a roll call vote being taken, the vote was: Aye: 4 Nay: 0 Absent: 1 The motion **Carried** 4 - 0 - 1.

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

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 Consultants
- 11.7 Approval of Gifts to the District
- 11.8 Approval of Dreambox Learning Contract
- 11.9 Approval of Submission of the 2022-2023 Agriculture Career Technical Education Incentive Grant Application
- 11.10 Approval of New and Revised Child Nutrition Job Descriptions and Calendar
- 11.11 Approval of Submission of 2022-2023 Carl D. Perkins: Strengthening Career and Technical Education for the 21st Century Act of 2018 (Perkins V) Application for Funding
- 11.12 Approval of Out-of-State Conference For One Staff Member to Attend International Baccalaureate (TIBS) Annual Workshop in Texas, July 27 - 30, 2022
- 11.13 Approval of Out-of-State Conference For One Staff Member to Attend the Positive Behavioral Intervention Supports (PBIS) Leadership Forum in Illinois, October 26 - 28, 2022
- 11.14 Approval of Out-of-State Conference for Three Staff Members and One Board Member to Attend the U.S. Department of Education Green Ribbon School Ceremony in Washington D.C., July 25 - 27, 2022
- 11.15 Approval of Revised Salary Schedules for the 2021-2022 School Year
- 11.16 Approval of Leadership Associates Contract
- 11.17 Rejection of Liability Claim - Pursuant to Government Code Section 54956.95 Government Code Section 912.4 requires the Board of Education to act on a claim within (45) days after the claim has been presented. Liability Claim # 607396
- 11.18 Award of Contract for the Annual Districtwide Fire Alarm Testing
- 11.19 Approval of Amendment No. 1 to the Lease-Leaseback Contract for Construction of the Livermore High School Athletic Complex and Aquatic Center (Increment 2)
- 11.20 Award of Contract for Topographic and Underground Utility Surveying for the Facilities Master Plan Projects
- 11.21 Approval of the May 17, 2022 Regular Board Meeting Minutes
- 11.22 Approval of the May 26, 2022 Special 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 - 11.22.' Upon a roll call vote being taken, the vote was: Aye: 4 Nay: 0 Absent: 1 The motion **Carried** 4 - 0 - 1.

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

12.0 CONSENT ITEMS - RESOLUTIONS

- 12.1 Approval of Consent Items - Resolutions
- 12.2 Resolution No. 119-21/22, Specifications of the Election Order on November 8, 2022, Election of Governing Board Members
- 12.3 Resolution No. 120-21/22, Candidates’ Statement of Qualifications
- 12.4 Resolution No. 121-21/22, Procedure for Resolving a Tie Vote for Board Candidates
- 12.5 Resolution No. 122-21/22, Recognizing and Celebrating June as LGBTQ+ Pride Month
- 12.6 Resolution No. 123-21/22, Acceptance of the Joe Michell K-8 School Increments 1 & 2 - New Classroom Building, Gymnasium, and Parking Lot Project - Notice of Completion
- 12.7 Resolution No. 124-21/22, Authorizing the Sale of Surplus Equipment
- 12.8 Resolution No. 125-21/22, Retirement of Classified Employee

Public Comment: None

ORIGINAL – Motion

Clerk **Emily Prusso** Moved, Member **Yanira Guzmán** Seconded to approve the **ORIGINAL** motion 'Approve Consent Resolution Items – Motions 12.2 - 12.8.' Upon a roll call vote being taken, the vote was: Aye: 4 Nay: 0 Absent: 1 The motion **Carried** 4 - 0 - 1.

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

13.0 CONSENT ITEMS – MOTIONS REMOVED FOR SEPARATE DISCUSSION/VOTE

None

14.0 BOARD MEMBER REPORTS AND REQUESTS

Trustee Emily Prusso reported that she had attended several end-of-year events: Livermore High School Band and Orchestra Concert at the Bankhead Theater; the final 2021-2022 meeting of the Algebra Task Force; the International Baccalaureate (IB) Middle Years Programme Community Project Program at Joe Michell K-8; YouthBuild Graduation Ceremony, many Years-of-Service Awards, graduations at Vineyard, Del Valle, Livermore High School, and Middle College, as well as promotion at East Avenue Middle School.

Trustee Yanira Guzmán reported that she, too, had attended many Years-of-Service awards and graduation at Granada. She expressed disappointment that she had missed several events due to illness.

Trustee Kristie Wang reported that she had also attended many end-of-year events, including: Livermore High School Band and Orchestra Concert at the Bankhead Theater; the final 2021-2022 meeting of the Algebra Task Force; The IB Middle Years Programme Community Project Program at Joe Michell K-8; YouthBuild Graduation Ceremony, Years-of-Service Awards, graduations at Vineyard, Del Valle, Granada, and Middle College, and promotion at Joe Michell K-8. Trustee Wang thanked our many community partners, especially calling attention to the Pedrozzi Foundation for the numerous scholarships awarded to LVJUSD students. In addition, she reported that she had recently attended the final SELPA meeting of the academic year, and thanked Director Frank Selvaggio and his team for their work throughout the year. She also noted that there would be a Juneteenth Festival at the Bankhead Plaza on Sunday afternoon and encouraged community members to attend.

President Craig Bueno reported that he had also attended several end-of-year activities, including promotion at Mendenhall and graduation at YouthBuild and Granada High School. President Bueno congratulated all of the District retirees, and noted that many had also received Years-of-Service awards for their faithful service to our District and community. He urged the community to keep an eye on our LVJUSD students, especially our graduates. He expressed that our District hopes for all of our students to come back in the fall healthy and safe.

15.0 SUPERINTENDENT'S REPORT

Dr. Bowers reported that it had truly been an amazing year. She referred back to the August Kick-Off, in which she shared themes of, 'Carry the Water' and 'Connecting the Dots.' She noted that we all helped each other "carry the water" through the pandemic and that this year we definitely connected and reconnected with students throughout the year and they benefited from those connections. She expressed pride in each of our 13,000+ students as they all made progress, especially those with milestone achievements of promoting to a new school or graduating from high school.

Dr. Bowers recounted that the last several weeks had been filled with many year-end events including elementary and middle school Open House, 8th grade promotions, graduations for Middle College, YouthBuild, our alternative high schools, and both Granada and Livermore High Schools. She also noted that our Safe and Sober Grad Nights were just that, safe and sober. She thanked parents, staff and community members for making those events possible.

Superintendent Bowers also announced that the LVJUSD Float in the Rodeo Parade with a Special STEM Themed *Thank You to our Community* was a huge hit in our community and was awarded 3rd place in our category.

She closed her remarks by encouraging all to Stay Safe, and to Stay #LVJUSD Strong.”

16.0 ADJOURNMENT

There being no further business before the Board, President Bueno adjourned the Meeting at 9:32 P.M.

Respectfully submitted,

Board President

Board Clerk

Approved and entered into the proceedings of this Board this 28th day of June, 2022.