



San Juan Unified School District

Board of Education

3738 Walnut Avenue, Carmichael, California 95608

Board of Education Minutes

April 28, 2020

Regular Meeting

Board of Education

6:30 p.m.

Open Session/Call to Order/Pledge of Allegiance (A)

In the interest of public health, in compliance with California Governor Gavin Newsom's recently issued Executive Orders N-25-20 and N-35-20, the California State Public Health Officer's order that included social-distancing guidelines and avoiding group gatherings, the order issued by the Sacramento County Health Officer, directing all individuals to stay at home or at their residence and prohibiting all non-essential gatherings of any number and all applicable provisions of federal and state law, the April 28 regular meeting was conducted telephonically via the Zoom video conferencing platform. At 6:30 p.m., the meeting was called to order by the president, Paula Villescaz. After the Pledge of Allegiance, Ms. Villescaz explained the two methods (via email or on Zoom) available to submit public comments for tonight's meeting.

Roll Call

Present (via Zoom from separate locations):

Paula Villescaz, president

Michael McKibbin, Ed.D., vice president

Zima Creason, clerk

Pam Costa, member

Saul Hernandez, member

Minutes Approved (B)

It was moved by Dr. McKibbin, seconded by Ms. Creason, that the minutes of the April 14 regular meeting be approved. MOTION CARRIED UNANIMOUSLY [Villescaz, McKibbin, Creason, Costa, Hernandez].

Employee Organizations (C-3)

Karen Smith, president of California School Employees Association Chapter 127, shared information she received related to the positive work that instructional assistants are doing during distance learning.

Visitor Comments (D)

Visitor Comments: [received via email before/during the meeting]

Katie Sanchez inquired about the current enrollment, transfer and wait list process.

Consent Calendar Approved (E-1 through E-4, E-6, E-7)

Ms. Villescaz pulled item E-5. It was moved by Ms. Creason, seconded by Dr. McKibbin, that the consent calendar items E-1 through E-4, E-6 and E-7 be approved. MOTION CARRIED UNANIMOUSLY [Villescaz, McKibbin, Creason, Costa, Hernandez].

Personnel (E-1)

Appointments and separations — approved as submitted.

Purchasing Report (E-2)

Purchase orders and service agreements, change orders and construction and public works bids — approved as submitted.

Business/Financial Report (E-3)

Warrants and payroll — approved as submitted.

Cell Tower Temporary Site License Agreement (E-4)

Approval of the temporary site license agreement between AT&T and SJUSD for the cell tower site located at 6135 Sutter Avenue, Carmichael, California.

Resolution No. 2989: Mira Loma High School Lease Amendment for Gymnasiums Upgrades (E-6)

Adoption of Resolution No. 2989, approving the first amendment to the lease agreement for the Mira Loma High School gymnasiums HVAC and roofing upgrades, Project No. 205-9390-P1 between SJUSD and Clark & Sullivan Builders, Inc. dba Clark/Sullivan Construction.

Resolution No. 2990: San Juan High School Lease Amendment for Gymnasiums Upgrades (E-7)

Adoption of Resolution No. 2990, approving the first amendment to the lease agreement for the San Juan High School gymnasiums HVAC and roofing upgrades, Project No. 204-9390-P1 between SJUSD and Clark & Sullivan Builders, Inc. dba Clark/Sullivan Construction.

Consent Calendar, Continued (F)**Resolution No. 2988: Cal OES 130 Designation of Applicant's Agent Resolution (E-5)**

Ms. Villescaz explained that she would refrain from voting on this item in order to avoid any potential conflict of interest related to her employment.

It was moved by Dr. McKibbin, seconded by Ms. Costa, to adopt Resolution No. 2988, approving the submission of Cal OES 130 Designation of Applicant's Agent Resolution for non-state agencies. MOTION CARRIED 4-0-1 [AYES: McKibbin, Creason, Costa, Hernandez; NOES: none; ABSTAIN: Villescaz].

Early Learning Update (G-1)

Senior Director of Elementary Education Amberlee Townsend-Snider, English Language Arts Program Specialist Nicole Kukral and Early Learning Support Resource Teacher Arlynn Goode provided an update on early learning in the district related to literacy. The report included specifics about the newest literacy bridges (between transitional kindergarten and kindergarten and early childhood education and kindergarten) and reading instruction (specifically, phonological awareness). Virtual field trips into classrooms were shared via video. After the presentation, staff answered questions from the board.

California Voting Rights Act (G-2)

General Counsel Linda Simlick introduced Michelle Cannon, an attorney from Lozano Smith Attorneys at Law, who provided information regarding the California Voting Rights Act (CVRA). Ms. Cannon discussed information related to a recent letter received from attorney Scott Rafferty, then gave a presentation, which included a review of the CVRA timeline and Governor Newsom's executive orders related to COVID-19. Ms. Cannon also explained Resolution No. 2991, which would temporarily postpone the CVRA process until the governor's orders are lifted.

After a 45-minute recess to address technology concerns, Ms. Villescaz made comments on the reasons why this resolution is being considered at this time, rather than moving forward with the CVRA process. Ms. Villescaz stated that the board is committed to moving to by-trustee area elections, as evidenced by the passage of a prior resolution, and will engage in community input once the COVID-19 restrictions allow for this, as the health and safety of the community is of utmost importance at this time.

Visitor Comments: [via Zoom]

Amy Kassouni encourages urgently moving forward with by-district elections in order to provide all students and communities with electoral equity.

David Balla-Hawkins urged the board to change to by-trustee area elections and increase from a five-member to a seven-member board this fall when voter turnout is historically high.

Juan Yniguez expressed support for a seven-member board and continuing with the process.

Scott Rafferty made comments regarding the lack of community outreach efforts, alleged Brown Act violations and the importance of having a lawful election.

Magali Kincaid urged the board to continue with the adopted timeline, comply with the CVRA in time for the November 2020 elections, and supports having a seven-member board.

Clarissa Alva stated she supports moving to by-trustee area elections, but acknowledged it is important to wait in order to be able to do more community outreach before making this big decision.

Visitor Comments: [received via email before/during the meeting]

Timothy Irvine supports moving to by-district elections and a seven-member board this year rather than continuing to wait.

Patricia Johnson is opposed to delaying the implementation of by-district elections.

Tom Nelson shared comments supporting the move to by-trustee area elections.

Robert Bernstein expressed opposition to this agenda item.

Edward Franco supports compliance with CVRA in time for the November 2020 elections.

Damaris Canton expressed concerns about renegeing on the CVRA timelines.

Sam Alavi supports moving to by-district elections in 2020 instead of continuing to wait.

Aaron Miner supports complying with CVRA in time for the November 2020 elections.

Robert Longer supports complying with CVRA in time for the November 2020 elections.

Kerri Asbury implores the board to reconsider the delay and instead move forward with implementing by-district areas.

Amar Shergill, a board member of several organizations representing Sikhs in the Sacramento area and in the district, objects to the efforts to halt compliance with CVRA.

Holly Ramsay supports neighborhood representation, so parent and student voices can be heard and understood.

Mariana Corona Sabeniano, president of Latinx Young Democrats of Sacramento County, requests the board move forward and act swiftly in order to comply with CVRA.

After visitor comments, Ms. Villescaz invited board members to speak. Mr. Hernandez stated that, due to COVID-19, these are not normal times, and attaining community input during a pandemic is not right. Ms. Costa commented that while she supports by-trustee area elections, moving forward now to get community input would make people choose between the democratic process and their health and safety; so she supports pausing the process and moving forward at a later date. Ms. Creason asked clarifying questions regarding the exposure to litigation and the process to change to a seven-member board, which Ms. Cannon answered; and Ms. Creason also made comments related to the challenges of conducting an effective community outreach plan at this time. Dr. McKibbin stated that he, too, looks forward to moving ahead with the CVRA process, but recognizes that, during COVID-19, there is not the same opportunity for thoughtful discussions and ample outreach. Ms. Villescaz stated she agrees with the comments made by other board members, and she noted that the idea of moving to a seven-member board did not come up until well after the process had started.

It was moved by Dr. McKibbin, seconded by Mr. Hernandez, to adopt Resolution No. 2991, declaring an intent to temporarily postpone hearings related to the board's transition to by-trustee area elections until such time as neither state nor local public health officials recommend or impose social-distancing measures due to the COVID-19 pandemic. MOTION CARRIED UNANIMOUSLY [Villescaz, McKibbin, Creason, Costa, Hernandez].

Board Reports (H)

Ms. Costa shared that she and Dr. McKibbin have participated in several CSBA Region 6 meetings via Zoom, which have included discussions with numerous elected officials. She also acknowledged the passing of Joe Ferrara, a former San Juan USD associate superintendent.

Ms. Villescaz acknowledged the passing of former Mira Loma High School teacher Guy Roberts.

Future Agenda (I)

No items were added to the future agenda.

Adjournment (K)

At 9:38 p.m., there being no further announcements or business, the regular meeting was adjourned.



Paula Villescaz, President



Kent Kern, Executive Secretary

Approved: 05/12/2020

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