



**LE GRAND UNION ELEMENTARY SCHOOL DISTRICT
REGULAR BOARD MEETING - AGENDA**

Le Grand Elementary Conference Room (Closed Session); Multi-Purpose Room (Open Session)
Open Session Streaming on YouTube Live <https://youtu.be/2Vkc52yPPEY>
13071 E. Le Grand Road
Le Grand, CA 95333

MISSION STATEMENT

A Community Committed to Nurturing Confident Scholars

VISION STATEMENT

Le Grand Union Elementary School District is a community of highly trained professionals, committed to ensuring every scholar is adequately prepared for college and/or career, by providing engaging and relevant instruction, in a safe and nurturing environment.

December 8, 2020

Closed Session 5:30 PM - (District Conference Room)

1. CLOSED SESSION

2. PUBLIC COMMENT ON CLOSED SESSION ITEM(S)

The public is invited to comment on identified items prior to adjournment into closed session.

3. ADJOURN TO CLOSED SESSION

a. SUPERINTENDENT EVALUATION

b. NEGOTIATIONS WITH LGTA

c. EMPLOYEE DISCIPLINE/DISMISSAL

Open Session 6:00 PM - (Multi-Purpose Room)

4. RECONVENE TO OPEN SESSION, CALL TO ORDER - ROLL CALL

	Present	Absent
Adam Shasky, President	___	___
Roger Valladao, Clerk	___	___
Freddie Chavez	___	___
Diana Smith	___	___
Freddy Torres	___	___

5. REPORT ACTION TAKEN IN CLOSED SESSION

The Board will report out of Closed Session.

6. PLEDGE OF ALLEGIANCE

7. APPROVAL OF AGENDA

The Board reviews and approves or makes changes on the agenda as necessary. Any additions to the agenda require unanimous approval of the board and must meet the requirements of a public meeting.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** ____

8. COMMUNICATIONS

The Board will receive a copy of any letters/correspondence addressed to the Governing Board. No action may be taken on items shared in communications.

9. BOARD REPORTS

This is an opportunity for individual board members to share with other board members, staff and public any new information or experiences related to the school or governing board.

10. PRESENTATIONS AND REPORTS

- Staff Presentation
- First Interim Budget Report - Dan Silveira
- School Reopening Updates - Superintendent Borba
- LCFF Budget Overview for Parents
- MCSBA Annual Conference - March 5-7
- Senate Bill 198 - Workplace Safety Update
- Enrollment Update - 366

11. HEAR PUBLIC

The public is invited to address the board at this time on matters within the Board’s jurisdiction or on specific agenda items. In accordance with state law, the Board is unable to hold a discussion or take action at this time but may review the issues for further consideration. The board requests that all speakers state their names for the record (please limit comments to 3 minutes).

12. RECOGNITION & AWARDS

- 2019 CSBA Golden Bell Award
- 2020 CA PBIS Coalition Community Cares Award
- 2020 ACSA Merced County Co-Administrator of the Year - Maria Smith
- 2020 ACSA Merced County Superintendent/Principal of the Year - Scott Borba

13. CONSENT AGENDA

Items listed under Consent Agenda are considered to be routine administrative functions and are acted on by the Board of Trustees in one motion and one vote. Any item under the Consent Agenda may be discussed; however, if the item needs further clarification and discussion, it may be removed from the Consent Agenda at the request of a Board Member, member of the public or the Superintendent, and considered separately. Information concerning the following items has been provided to each Board Member for study prior to the Board meeting and is available upon request from the Superintendent’s office at 13071 E. Le Grand Rd., Le Grand, CA. It is understood that the Superintendent recommends approval of all consent items unless otherwise noted.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** ____

a. APPROVAL OF MINUTES FOR REGULAR BOARD MEETING HELD ON NOVEMBER 10, 2020

14. ACTION ITEMS

Items listed under Action Items are to be acted on by the Board of Trustees individually. Items may be discussed but action must be taken unless removed during Approval of the Agenda.

a. LCFF BUDGET OVERVIEW FOR PARENTS

The LCFF Budget Overview for Parents was presented during a public hearing at the November 10, 2020 Le Grand Union Elementary School District Board meeting. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** _____

b. APPROVAL OF 2020-2021 FIRST-INTERIM BUDGET

As presented, it is recommended that the governing board approve the first-interim budget for 2020-2021.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** _____

c. ADOPTION OF LE GRAND UNION ELEMENTARY COVID-19 PREVENTION PLAN

Recent OSHA regulation require all businesses to adopt a COVID-19 Prevention Plan (CPP). Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** _____

d. APPROVAL OF NEW BP 3280 - SALE OR LEASE OF DISTRICT-OWNED REAL PROPERTY

Policy updated to reflect NEW LAW (SB 820, 2020) which adds, until July 1, 2024, an exception to the requirement that boards appoint an advisory committee for the sale or lease of district-owned property if the property has not operated as an early childhood education facility or for elementary or secondary instruction, and NEW LAW (SB 98, 2020) which authorizes, until July 1, 2024, the proceeds from the sale or lease of property purchased entirely with local funds to be used for any one-time general fund purpose if certain conditions are met. Policy also adds material regarding the authorization for boards to meet in closed session with real property negotiators, the requirement to notify the Office of Public School Construction within 90 days if the district sells property that utilized funds received from a state school facilities program within the previous 10 years and the proceeds were not used for specified purposes, and conditions under which the State Allocation Board may require a return of the funds. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** _____

e. APPROVAL OF UPDATED BP/AR 3530 - RISK-MANAGEMENT/INSURANCE

Policy updated to address the basis upon which insurance decisions should be made and the provision of safety-related training and protective equipment for staff. Policy also updated to delete material regarding the removal of an insurance agent as being implicit in a governing board's authority and explicit in insurance contracts. Timeline for reporting to the board on risk management activities revised from twice a year to periodically to give boards flexibility based on district need. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** _____

f. APPROVAL OF UPDATED BP/AR 4119.11/4219.11/4319.11 - SEXUAL HARASSMENT

Policy updated to clarify that, in some instances, it may be necessary to concurrently review a sexual harassment complaint under both the Title IX sexual harassment complaint procedures and the district's procedure reflecting state law, as described in AR 4030 - Nondiscrimination in Employment, in order to meet the applicable timelines. Policy also adds the requirement to provide supportive measures to the respondent as well as the complainant. Recommend approval.

Motion: _____ Second: _____ Ayes: _____ Noes: _____ Absent: _____ Abstain: _____

g. APPROVAL OF UPDATED AR 4119.12/4219.12/4319.12 - TITLE IX SEXUAL HARASSMENT COMPLAINT PROCEDURES

Regulation updated to clarify that a sexual harassment complaint that is dismissed or denied under Title IX may still be subject to review under state law pursuant to AR 4030 - Nondiscrimination in Employment and thus the two procedures should be implemented concurrently in order to meet the applicable timelines. Regulation also updated to clarify that the applicability of the Title IX sexual harassment complaint procedures is limited to conduct that allegedly occurs in an education program or activity over which the district exercises control; revise the timeframe for concluding the complaint process from 45 to 60 days; reflect the right to pursue civil law remedies; and add the requirement to maintain a record of any actions, including supportive measures, taken in response to a report or formal complaint of sexual harassment. Recommend approval.

Motion: _____ Second: _____ Ayes: _____ Noes: _____ Absent: _____ Abstain: _____

h. APPROVAL OF UPDATED BP 4157/4257/4357 - EMPLOYEE SAFETY

Policy updated to reflect NEW STATE REGULATION (Register 2020, No. 10) which requires districts to provide employees with access to the district's injury and illness prevention program, and to add the prohibition against discharging or discriminating against an employee for exercising any right protected by the Occupational Safety and Health Act. Recommend approval.

Motion: _____ Second: _____ Ayes: _____ Noes: _____ Absent: _____ Abstain: _____

i. APPROVAL OF UPDATED AR 4157/4257/4357 - EMPLOYEE SAFETY

Regulation updated to reflect NEW STATE REGULATION (Register 2020, No. 10) which requires that access to the district's injury and illness prevention program be provided to employees by either providing access in a reasonable time, place, and manner or providing unobstructed access through the district's server or web site. Regulation also updated to add material regarding the provision of facilities for quick drenching within the work area for immediate use when there is exposure to injurious corrosive materials. Regulation adds a section on "Protection from Communicable Diseases and Infections" which includes the development of an exposure control plan for bloodborne pathogens and strategies to prevent and mitigate infectious diseases, and a section on "COVID-19 Exposure" reflecting NEW LAW (AB 685, 2020) which specifies notifications that must be provided if the district receives notice of potential exposure to COVID-19 or the Division of Occupational Safety and Health (Cal/OSHA) prohibits entry into any district work site that exposes employees to the risk of COVID-19. Recommend approval.

Motion: _____ Second: _____ Ayes: _____ Noes: _____ Absent: _____ Abstain: _____

j. APPROVAL OF UPDATED AR 4157.1/4257.1/4357.1 - WORK-RELATED INJURIES

Regulation updated to reflect NEW LAW (AB 1804, 2019) which requires that a report of death or serious injury or illness be immediately reported to Cal/OSHA by telephone or through an online mechanism established by Cal/OSHA, with clarification that districts may make the report by telephone or email until Cal/OSHA has an online mechanism available, and NEW LAW (AB 1805, 2019) which redefines "serious injury or illness." Regulation adds optional language

regarding the responsibility of employees to document any incident, and combines options regarding the reporting of incidents to the insurance carrier or Department of Industrial Relations. Regulation also reflects **NEW LAW (SB 1159, 2020)** which provides that an employee will be presumed to be entitled to workers' compensation benefits for illness or injury resulting from COVID-19 if the diagnosis was made within 14 days after the employee performed labor or services at the place of employment and other conditions are met. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** _____ **Noes:** _____ **Absent:** _____ **Abstain:** _____

k. APPROVAL OF UPDATED BP/AR 5113.1 - CHRONIC ABSENCE AND TRUANCY

Policy updated to designate the attendance supervisor as the person responsible for performing various assignments related to absence and truancy; reflect a tiered approach for reducing chronic absence which includes universal strategies and letters to parents/guardians; expand material regarding early intervention; add the provision of training and information to staff for the implementation of a trauma-informed approach to chronic absence; reflect chronic absence as a measure of district and school performance on the California School Dashboard; and add grade level to the list of specific data to be provided to the board regarding attendance, absence, and truancy. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** _____ **Noes:** _____ **Absent:** _____ **Abstain:** _____

l. APPROVAL OF UPDATED AR 5113.11 - ATTENDANCE SUPERVISION

Regulation updated to reflect the requirements to investigate complaints of violations of compulsory education laws, gather and transmit to the county superintendent of schools the number and type of referrals made to the SARB and of requests for petitions made to the juvenile court, and refer a matter to court if a parent/guardian continually and willfully fails to respond to SARB directives or services. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** _____ **Noes:** _____ **Absent:** _____ **Abstain:** _____

m. APPROVAL OF BP/AR 5145.7 - SEXUAL HARASSMENT

Regulation updated to add section on "Definitions," including the federal definition of sexual harassment for purposes of applying the Title IX complaint procedures. Section identifying the Title IX Coordinator(s) moved and revised to reference CSBA's AR 5145.71 - Title IX Sexual Harassment Complaint Procedures. Section on "Notifications" adds requirement to notify students and parents/guardians that the district does not discriminate on the basis of sex and that inquiries about the application of Title IX may be referred to the Title IX Coordinator or the U.S. Department of Education; deletes requirement to provide contact information of the Title IX Coordinator to employees, bargaining units, and job applicants which is addressed in AR 4119.11/4219.11/4319.11 - Sexual Harassment; and reflects **NEW LAW (AB 34, 2019)** which requires districts to post the definition of sex discrimination and harassment in a prominent location on the district's web site. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** _____ **Noes:** _____ **Absent:** _____ **Abstain:** _____

n. APPROVAL OF UPDATED AR 5145.71 - TITLE IX SEXUAL HARASSMENT COMPLAINT PROCEDURES

Regulation updated to clarify that a sexual harassment complaint that is dismissed or denied under Title IX may still be subject to review under the district's UCP and thus the two procedures should be implemented concurrently in order to meet the applicable timelines. Regulation also updated to clarify that the applicability of the Title IX sexual harassment complaint procedures is limited to conduct that allegedly occurs in an education program or activity over which the district exercises control; add optional language providing that an employee must forward a report of sexual harassment to the Title IX Coordinator within one day, consistent with AR 5145.7

- Sexual Harassment; revise the timeframe for concluding the complaint process from 45 to 60 days to align with requirements of the UCP; reflect the right to appeal the district's decision to the California Department of Education consistent with the UCP or to pursue civil law remedies; and add the requirement to maintain a record of any actions, including supportive measures, taken in response to a report or formal complaint of sexual harassment. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** _____ **Noes:** _____ **Absent:** _____ **Abstain:** _____

o. APPROVAL OF UPDATED BP/AR 6161.1 - SELECTION AND EVALUATION OF INSTRUCTIONAL MATERIALS

Policy updated to reflect **NEW LAW (SB 820, 2020)** which revises the definition of "technology-based materials" to include the electronic equipment required to make use of those materials, making such equipment subject to the determination of sufficiency. Policy also deletes unnecessary legal citations related to the State Board of Education's (SBE) adoption of academic standards, deletes section on "Review Process" which was moved to the AR, deletes option in regard to public hearings on the sufficiency of textbooks and other instructional materials for schools that operate on a multitrack year-round calendar since such schools can use the same language as those that operate on a traditional calendar, and adds references to sample board policy and regulations for complaints concerning instructional materials.

Regulation updated to add section on "Review Process" formerly in the BP and revise the section to encourage input from a diverse group of stakeholders. Section on "Criteria for Selection and Adoption of Instructional Materials" revised to delete unnecessary legal citations related to SBE's adoption of academic standards; move material regarding publisher requirements for grades 9-12 to end of list to make it easier for K-8 districts to delete; replace the list of nondiscrimination categories with a reference to BP 0410 - Nondiscrimination in District Programs and Activities; add a new item on criteria for technology-based materials; emphasize the importance of the accurate portrayal of the cultural and racial diversity of society in instructional materials; and delete an outdated item regarding quality, durability and appearance. "Conflict of Interest" section revised to delete redundant and difficult-to-enforce item. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** _____ **Noes:** _____ **Absent:** _____ **Abstain:** _____

p. APPROVAL OF EXHIBIT 6161.1 - SELECTION AND EVALUATION OF INSTRUCTIONAL MATERIALS

Exhibit updated to delete unnecessary legal citations related to SBE's adoption of academic standards and to change "foreign language" to "world language" consistent with current law. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** _____ **Noes:** _____ **Absent:** _____ **Abstain:** _____

q. APPROVAL OF EXHIBIT(1) 9323.2 - ACTIONS BY THE BOARD

Exhibit updated to clarify items under "Actions Requiring a Two-Thirds Vote of the Board" and "Actions Requiring a Four-Fifths Vote of the Board" regarding emergency facilities conditions as only applying to districts that have adopted the Uniform Public Construction Cost Accounting Act procedures. Item regarding the expenditure and transfer of funds or use of district property or personnel to meet a national or local emergency created by war moved from "Actions Requiring a Four-Fifths Vote of the Board" to "Action Requiring a Four-Fifths Vote of the Board Members Present at the Meeting" to more accurately reflect law. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** _____ **Noes:** _____ **Absent:** _____ **Abstain:** _____

r. RESOLUTION 20-21-08 - COMPUTER SCIENCE

Computer science is rapidly becoming a necessary literacy tool for industry in the U.S. Computer science is a way of thinking. It is how we teach and understand personal cybersecurity and digital

safety. With so much of our lives now spent online it is a critical area of learning not yet embraced by many school districts. Computer science knowledge is currently required in nearly 40% of all U.S. jobs and the number is rapidly growing. The average U.S. salary is \$53,490, while the average computer scientist earns \$93,620. There are currently more than 500,000 vacant computing positions. White and Asian students account for nearly 50% of all CS degrees awarded in the U.S. with an additional 34% awarded to foreign nationals. This resolution signals a recognition by the governing board of the Le Grand Union Elementary School District of these statistics and the responsibility we have to our community to prepare our scholars for a future in computer science. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** ____

s. APPROVAL OF ONE-TIME COMPENSATION OF \$900 FOR CURRENT LE GRAND EMPLOYEES

Due to a surplus in funds as a result of modifications to normal operating procedures under COVID-19, district administration would like to compensate all current district employees for their exemplary work in providing services to scholars during a global pandemic. All employees have been asked to make adjustments to their traditional work environments and duties in order to meet the academic and social-emotional needs of our scholars. This one-time compensation is a small token of the district's appreciation for going well above and beyond during this extraordinary time. Recommend approval.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** ____

t. APPROVAL TO PAY BILLS & WARRANTS FOR NOVEMBER 2020

It is recommended that the Governing Board approve payment of the bills for the month of November 2020.

Motion: _____ **Second:** _____ **Ayes:** ____ **Noes:** ____ **Absent:** ____ **Abstain:** ____

15. UPCOMING DISTRICT EVENTS

- | | |
|------------------------------|-----------------------|
| a. December 15th | Special Board Meeting |
| b. December 21st-January 8th | Christmas Break |

16. FUTURE AGENDA ITEMS

The Board, Superintendent, and staff will present future agenda items.

17. ADJOURNMENT

The agenda and documents contained in the agenda packet are available at the Le Grand UESD District Office, 13071 E. Le Grand Rd., Le Grand, CA 95333 and can be made available in appropriate alternative formats to persons with a disability. A request for these documents in an alternate format, or for other disability-related modifications or accommodations, including auxiliary aids or services, may be made by contacting the District Office at Le Grand UESD (209)389-4515. CA Government Code § 54953.2; 42 U.S.C. § 12132