

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

Le Grand Elementary Conference Room (Closed Session); Library (Open Session)
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.

February 11, 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 - (School Library/Media 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.

- 1st Interim Letter from MCOE

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

- Senate Bill 198 - Workplace Safety Update
- NWEA MAP Data (Winter) - Mrs. Smith
- Le Grand Coding Presentation - Mrs. Gonzalez
 - Student Coders: David Torres, Saira Lemus, Ellie Gonzalez, Taylor Spielman
- 2020-2021 Calendar Proposal
- RAPTOR Visitor Sign-In System Update
- Educational Program Update - LGE Teachers
- Enrollment Update

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

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 JANUARY 14, 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. 2020-2021 SCHOOL YEAR CALENDAR APPROVAL

The 2020-2021 Academic calendar reflects the recently approved 2020-2021 academic calendar from Le Grand High School. Input from stakeholder groups on campus was solicited. Recommend approval.

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

b. REVISION OF BP 2121 - SUPERINTENDENT'S CONTRACT

Policy updated to add professional development as an optional component that may be addressed in the superintendent's contract, consistent with CSBA's Superintendent Contract Template. Section on "Termination of Contract" deletes material related to maximum cash settlement requirements for contracts executed prior to January 1, 2016, since state law limits the term of the contract to a maximum of four years. Recommend approval.

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

c. REVISION OF BP 3600 - CONSULTANTS

Policy updated to reflect NEW LAW (AB 5) which codifies a three-part test, established in Dynamex Operations West Inc. v. Superior Court of Los Angeles, to determine whether a person providing services for remuneration should be classified as an employee or an independent contractor. Policy also updates the statement on nondiscrimination to include additional protected categories and reflects law regarding harassment of or by an independent contractor. Recommend approval.

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

d. REVISION OF AR 4030 - NONDISCRIMINATION IN EMPLOYMENT

Regulation updated to reflect NEW LAW (SB 778) which delays until January 1, 2021 a requirement for districts with five or more employees to provide at least two hours of sexual harassment training to supervisory employees and at least one hour of sexual harassment training to nonsupervisory employees. Regulation also reflects NEW LAW (AB 9) which allows complaints of employment discrimination to be filed with the Department of Fair Employment and Housing up to three years after the alleged act. Recommend approval.

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

e. REVISION OF BP 4033 - LACTATION ACCOMMODATION

Policy updated to reflect NEW LAW (SB 142) which mandates districts to adopt policy that addresses an employee's right to request lactation accommodation, the process by which the employee makes the request, the district's obligation to respond to the request, and the employee's right to file a complaint with the Labor Commissioner alleging any violation of the right to lactation accommodation. Policy also reflects provisions of SB 142 requiring districts to provide a lactation room or location with prescribed features, prohibiting districts from discriminating or retaliating against an employee who exercises the right to lactation accommodation and authorizing districts with fewer than 50 employees to seek an exemption from the requirement to provide lactation accommodation if the district demonstrates that the requirement poses an undue hardship. Recommend approval.

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

f. REVISION OF BP 4151/4251/4351 - EMPLOYEE COMPENSATION

Policy updated to clarify that, in determining whether an executive, administrative, or professional employee is exempt from overtime rules, the salary threshold established by state law supersedes the threshold established by federal law (as raised by new federal rule September 24, 2019). Policy also deletes complex information on Internal Revenue Service forms that must be completed by employees who earn compensation over 9 or 10 months but elect to spread salary payments over 12 months, thereby creating "deferred compensation." Recommend approval.

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

**g. REVISION OF BP 4218.1/DELETION OF AR 4218.1 -
DISMISSAL/SUSPENSION/DISCIPLINARY ACTION (MERIT
SYSTEM)**

Policy updated to clarify that dismissal of probationary classified employees may be done without cause, delete detailed procedures for disciplinary proceedings, and reflect due process rights that must be granted to permanent employees based on the court decision in Skelly v. State Personnel Board. Regulation deleted and districts encouraged to replace or supplement these materials with the rules of their personnel commission. Recommend approval.

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

h. REVISION OF BP/AR 5117 - INTERDISTRICT ATTENDANCE

Policy updated to reflect NEW LAW (AB 1127) which requires districts to provide transportation assistance to transfer students who are victims of bullying or are children of active-duty military parents/guardians if they are also eligible for free or reduced-priced meals. Regulation updated to reflect provisions of AB 1127 which (1) prohibit consideration of specified

characteristics when selecting students for transfer who are victims of bullying or children of active-duty military parents/guardians and (2) require a district to accept a transfer out of the district for a victim of bullying if the district has only one school offering the student's grade level. Recommend approval.

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

i. DELETION OF BP/AR/E - OPEN ENROLLMENT ACT TRANSFERS

Policy, regulation, and exhibit deleted since CDE no longer identifies low-achieving schools based on the Academic Performance Index for purposes of developing an Open Enrollment List of schools, in which students had the option to transfer to a higher achieving school within or outside the district. Recommend approval.

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

j. REVISION OF AR 5125 - STUDENT RECORDS

Regulation updated to reflect NEW LAW (AB 711) which requires districts to update the records of a former student who submits a written request or government-issued documentation of a name and/or gender change. Regulation also revised to reflect current law regarding the timeline for submitting the grade point average of students in grade 12 to the Student Aid Commission for use in the Cal Grant postsecondary financial aid program and the timeline for notifying students and parents/guardians of their right to opt-out. Recommend approval.

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

k. REVISION OF BP/AR 5131.2 - BULLYING

Policy updated to reflect NEW LAW (AB 1127) which requires a district to approve an intradistrict transfer request for a victim of bullying and, if the district does not have another school with the same grade level, allows a victim of bullying to transfer out of the district. Regulation updated to reflect NEW LAW (AB 34) which requires districts to make specified information on bullying and harassment prevention readily accessible on their web sites beginning in the 2020-21 school year. Recommend approval.

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

l. REVISION OF BP/AR 5141.21 - ADMINISTERING MEDICATION AND MONITORING HEALTH CONDITIONS

Policy updated to reflect NEW LAW (SB 233) which authorizes the board to adopt policy allowing a parent/guardian, but not school personnel, to administer medicinal cannabis in a nonsmokeable, nonvapeable form at a school site to a student who is a qualified patient. Policy explains the conflict between state and federal law and provides options for districts to

authorize or not authorize administration of medicinal cannabis at a school site. For districts that choose to authorize medicinal cannabis, policy reflects the components that are mandated to be in policy, including requirements for parents/guardians to provide a written medical recommendation for the student to be administered medicinal cannabis, sign in at the school before administering the cannabis, and remove any remaining cannabis from the school site. Regulation reflects NEW LAW (AB 743) which requires districts to accept a physician statement for inhaled asthma medication from a health plan operating under the laws of Mexico that is licensed in California. Recommend discussion.

OPTION 1: The parent/guardian of a student who is a qualified patient pursuant to Health and Safety Code 11362.7-11362.85 may administer medicinal cannabis, excluding medicinal cannabis or cannabis products in a smokeable or vapeable form, to the student at a school site. School personnel are not authorized to administer medicinal cannabis to a student. (Education Code 49414.1)

Note: If the Board chooses Option 1, Education Code 49414.1, as added by SB 223, mandates that the policy include the following requirements.

Before administering medicinal cannabis at a school site, the parent/guardian shall provide to the principal or designee a valid written medical recommendation for the student to be given medicinal cannabis, which shall be kept on file at the school. The parent/guardian shall sign in at the school site before administering the medication, and shall not administer the medication in a manner that disrupts the educational environment or exposes other students. After the parent/guardian administers the medication, the parent/guardian shall remove any remaining medicinal cannabis from the school site. (Education Code 49414.1)

OPTION 2: Because of the conflict between state and federal law regarding the legality of medicinal cannabis, the Board prohibits the administration of medicinal cannabis to students on school grounds by parents/guardians or school personnel.

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

m. REVISION OF BP 6154 - HOMEWORK/MAKEUP WORK

Policy updated to reflect NEW LAW (AB 982) which requires that, when a parent/guardian of a student who has been suspended for two or more days requests homework that the student would have otherwise been assigned, teachers must provide such homework. Recommend approval.

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

n. REVISION OF AR 6174 - EDUCATION FOR ENGLISH LEARNERS

Regulation updated to clarify the process for assessment and identification of English learners, including additional notification requirements. Section on "Reclassification/Redesignation" revised to require English learners who are reclassified as fluent English proficient to be monitored for at least four years following their reclassification, consistent with CDE's Federal Program Monitoring instrument. Regulation also adds further information regarding the composition and duties of the school-level and district-level English Learner Advisory Committee. Recommend approval.

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

o. REVISION OF AR 6175 - MIGRANT EDUCATION PROGRAM

Regulation updated to reflect NEW LAW (AB 1319) which requires the immediate enrollment of migrant students even if they have outstanding fees, fines, textbooks, or other items or monies due to the school last attended, do not have clothing normally required by the school, or are unable to produce records normally required for enrollment. Regulation also reflects provision of AB 1319 which grants migrant students the right to remain in their school of origin, or in a school within the district of origin, regardless of any change in residence of the student. Recommend approval.

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

p. ADOPTION OF DEPARTMENT OF TRANSPORTATION DRUG AND ALCOHOL TESTING POLICY - CLEARINGHOUSE UPDATE

The Le Grand Union Elementary School District Board desires to take all possible steps to ensure transportation safety for Le Grand Union Elementary School District's students and staff. The Superintendent has established a drug and alcohol testing program for all school bus drivers and any other employees who hold a commercial driver's license that is necessary to perform duties related to their employment with the Le Grand Union Elementary School District. This program is designed to fulfill the requirements of federal law and regulations. Drivers who test positive for alcohol or drugs shall be removed from safety-sensitive functions and subject to termination from employment with Le Grand Union Elementary School District. Recommend approval.

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

q. 2020 BALLOT FOR CSBA DELEGATE ASSEMBLY CANDIDATE FOR SUBREGION 8-D (MERCED COUNTY) - MR. MIGUEL LOPEZ, MERCED CITY ESD

The Governing Board may vote for up to the number of vacancies in the region as indicated on the ballot (one). The ballot also contains provision for write-in candidates; their name and district must be clearly printed in the space provided. Running for CSBA Subregion 8-D (Merced County) is Mr. Miguel Lopez from Merced City Elementary School District.

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

r. APPROVAL OF 2019-2020 SCHOOL ACCOUNTABILITY REPORT CARD (SARC)

The school accountability report card is updated annually and posted on the district website. Recommend approval.

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

s. APPROVAL TO PAY BILLS FOR JANUARY 2020

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

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

15. UPCOMING DISTRICT EVENTS

- | | |
|-------------------|---|
| a. February 12 | School Site Council (Safety Plan) |
| b. February 17-21 | President's Week (No School) |
| c. March 30 | MCSBA Spring Dinner (Be sure to register) |

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