

MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES, ALTA LOMA SCHOOL DISTRICT, COUNTY OF SAN BERNARDINO–WEDNESDAY, FEBRUARY 3, 2021

CALL TO ORDER AND ROLL CALL

The meeting was called to order by Board President Caryn Payzant at 6:00 PM. Present were members Buller, Davies, Martinez, Oerly, and Payzant. Absent none.

PLEDGE OF ALLEGIANCE

Superintendent Hendricks led the flag salute.

PUBLIC COMMENT ANNOUNCEMENT

Mrs. Payzant read aloud the Public Comment Announcement.

ADOPTION OF AGENDA

Moved by Mrs. Oerly, seconded by Mr. Buller, and carried unanimously to adopt the agenda of the meeting with the following changes:

Consent Calendar Items M. (3) & M. (5) pulled for separate discussion and voting.

APPROVAL OF MINUTES

Moved by Mrs. Davies, seconded by Mr. Buller, and carried unanimously to approve the meeting minutes of January 13, 2021, as presented.

RECOGNITIONS AND PRESENTATIONS

None.

WRITTEN COMMUNICATIONS

The letter of Positive Certification from San Bernardino County Superintendent of Schools was presented for the Board's information.

PUBLIC COMMENT

Public comments are read by a District Representative and read in the order received.

Philip MacGlasse

Alta Loma Board of Trustees,

I am a long-time resident of Alta Loma, and have always known you to represent the students of ALSD fairly, and trusted the decisions made were in the best interests of our children. Until now. Until Ms. Jessica Martinez became a member.

For several weeks prior to Ms. Martinez completing her background check and fingerprinting requirements, she made numerous accusations of racism, stating she was singled out for being LatinX. Suddenly, when Martinez complied with board policy, these unfounded accusations abruptly ended, confirming my suspicions that these claims were falsely made by Martinez and her followers as a way to avoid her obligations. Racism is a serious charge, and I am extremely disappointed that Ms. Martinez would play that card and resort to such drastic measures.

In addition, Ms. Martinez's condescending attitude toward her fellow board members and district staff is troublesome. She questions the simplest of items on the agenda, then flippantly opposes them, voting NO with a gleam in her eye. It seems as if her only desire is to create conflict, without doing what's best for our children, families, and community.

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Most concerning, however, is Ms. Martinez's second monitor. Moving your multiple screens next to each other at the last meeting fooled no one. Your focus remained on your second screen, where it is obvious that you continue to be fed information from another source.

You took an oath to serve our community.

You.

Not the person on the other side of your second screen.

You.

If you are unable, or unwilling to do so, I encourage you to do the right thing, and step aside to allow someone who can, and will, represent our community in a respectful and responsible manner.

The Alta Loma School District has a proud history of respecting and representing all students and families. It remains obvious that you, Ms. Martinez, have a personal agenda, and have no interest in supporting any topic that conflicts with it. It is also clear that your agenda is clearly being manipulated by the individual on the other side of your second screen. After only two meetings, it is evident you are a detriment to the board and our community.

If you truly wish to represent ALL students, parents, and staff, please consider some honest self-reflection. Your priorities must focus on representing ALL students in our district, which is the task you are charged with. Most importantly, for God's sake, lose the extra screen and the puppet master behind it.

Sincerely,
A concerned parent

Brie Kabia

Good evening members of the board, executive cabinet and members of the public

The current agenda seems to show that ALSD will be deficit spending by close to \$3.5 million this school year and next, and then by \$8 million + in the 2022-2023 school year.

What are the one time expenses mentioned that are causing the district to spend more money than it is bringing in?

How much money has been spent on lawyers outside of the retainer agreements listed in prior agendas? How much money are the law firms used solely against special education students and their families making while the districts budget moves out of compliance with state standards?

Jason Yang

Hello, Board Members:

As a parent, I have three questions and hope that you can answer.

(1) When people hear the name of Alta Loma School District, what picture do you want to paint?

(2) When people know that you are on the governing board of ALSD, what public persona do you want to portray?

(3) When people know that your decision impacts the lifetime of learners, what legacy do you want to project?

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You are answering these questions with every word you say, every deed you do, and every decision you make.

When people hear the name of ALSD, most of them remember that ALSD notoriously spent insane amount of tax dollars on two Federal cases to fight a \$1000 assessment. To most people, this does not make any sense. Sadly, it makes perfect sense in ALSD. If every board member were asked to make a private contribution to fund this litigation, nobody would raise hand to support such litigation. However, it is perfect OK to burn public dollars to engage with litigation.

In the West End SELPA, we have a litigation pandemic that surges like the Covid 19. If you join the club of West End SELPA, you will be encouraged to litigate with the tax dollars and you get 100% reimbursement. However, when you ask to provide service to students, you only get 30% refund. You should not sign your name on such SELPA local plan.

You are elected by the public with trust to watch how the tax dollars is spent at ALSD. You have a solemn duty to fulfill instead of happily giving it away. With the passage of time, your pictures on the wall will fade away. However, your legacy will be forever remembered by your lasting impact.

Please stand up and do things that you are elected for – transform lives through education, not litigation so that litigation will not become the last name of ALSD you collectively represent for.

Thank you,

Dolores Lopez

Public Comments non-agenda items

I am here in support of children with disabilities in Alta Loma who have been litigated against just because their parents have asked for help. I am extremely disturbed by information I saw on social media showing how one of the attorneys with the law firms of Fagen, Friedman and Fulfroft; went to Cuba on vacation. As a Cuban American, it is shocking to see contractors for a public school district go on vacation to a country that oppresses its people and who is classified by the United States as a State sponsor of terror. Your board should ask questions about the people your contract with to ensure they are acting ethically. These lawyers are already profiting from the suffering of families of children with disabilities and now they use the dollars they get from your district to vacation to terrorist countries.

The California School Boards Association legal counsel recently said that a Due process case costs a district over a hundred thousand dollars. A federal court case costs the district much more. In the past year Alta Loma has litigated six cases in federal court to deny services to students with disabilities. In one case, the parents were merely asking for a Vision Therapy evaluation that would have cost the district \$1,000 which happens to be the amount allowed by the SELPA policy. There are two cases pending before the Ninth Circuit Court of appeals related to the Vision Therapy assessment case. These Alta Loma cases can be found on the Public Access to Court Electronic Records website or PACER. The public can also request that the district provide copies of the Due Process complaints in Alta Loma by sending a Public Records Act Request to the Superintendent.

The district also took two brothers to Due Process in a 48 hour period. They filed yet a third due process case against the same family to deny the child assessments. The law firm of Fagen,

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Friedman and Fulfrost, acting on behalf of the district, has engaged in tactics such as trying to remove the parent as the Guardian for the child and try to get a foster parent assigned to the case. Thankfully, the Judge rebuked FFF and denied their request but they billed your district for every penny of the work they contrived on behalf of Alta Loma. FFF has also notified the Court that they will be seeking attorney fees and costs from the parent, surely as a way to intimidate the parent into not advocating for the student. I encourage you to look at the contract you have with FFF which will most likely have a clause that will authorize FFF to hire private investigators to conduct what amounts to government funded surveillance on the parents in your district. I say government funded because FFF will bill you for the surveillance so your board is essentially funding the surveillance.

Special Education students get blamed for being high cost but the public does not know that the money is not going to services but rather to a special interest group of lawyers who are milking the system. Why not spend the money you are giving to FFF to sue the children of the Alta Loma district on education services for children instead?

Please spend district resources on education and not litigation. #Moreteacherslesslawyers

Comment on Item M5—Consent Calendar

Please vote NO on giving you Superintendent the authority to approve purchase orders of unlimited amount for legal services M5.that will be used to sue children with disabilities in your district. If you vote yes you are essentially abrogating you responsibility to represent all children in your district. Children with disabilities should not be treated as second class citizens and decisions related to them should come to your board. The Superintendent is not an elected official. A decision to enter into litigation on behalf of the District should not be left up to one person who is not elected by the community. The Alta Loma community has elected you to make decisions and you should do your job and not simply look the other way as law firms will most likely recommend litigation so that they can continue to profit by robbing the Alta Loma tax payer dollars. This item allows the Superintendent to approve contracts with legal firms for unlimited amounts. Theoretically speaking, the Superintendent could award a contract for 10 million dollars with no board approval. Furthermore, this process is out of compliance with the Brown Act which requires that the Board approve litigation and put it on the agenda so that the public can see how you are using our tax dollars. Please show that decisions related to children with disabilities in your district are important enough for the board. Vote NO on item M5. Thank you.

Marianne Grosner

Good afternoon,

Can someone please read my public comments into record for today's board meeting.

Thank you,

Marianne Grosner

Consent Agenda M5 - Board delegation

I would like to ask the Board to not approve the Board Delegation listed in Agenda M5. There is some language in there that is concerning. It appears that the Board is going to delegate authority to the new Superintendent giving her the sole ability to approve all PO's and Contracts with NO limits. This includes law firms which can be quite costly. This means that expensive

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legal matters can bypass the Board for approval and go directly to the Superintendent. A special education due process case can cost an upwards of \$100,000. Shouldn't these large expenses be brought before the board, an elected body, for approval?

The other issue is that making a decision to litigate against a student should be done in a public meeting per Government Code § 54950. The Brown Act requires that the actions of the district be "taken openly and that their deliberations be conducted openly". Please consider being more transparent and voting NO on M5.

Agenda Item I - Public comment

I put in a Public Record request and I was told that "copies will be made available to you once you have paid the applicable fee". It seems ALSD wants to charge for electronic copies of records? I also wonder how ALSD will make the copies available to me as this was not stated in the letter I received from Mr. Thomas.

I would like to know from Mr. Thomas if he is requiring me to go into the District office especially after ALSD had to close the office in December due to POSITIVE COVID cases within the District office. I am immunocompromised so is the District expecting me to risk my health to go into the District office when these documents can be provided electronically? Again, this was not clear in the letter from Mr. Thomas. If I am expected to come in, I may as well request that I view the responsive records without being charged and I will scan them myself.

And on a different note regarding Ms. Oerly's comments from the January board meeting: I just wanted to remind her that I was simply asking her back in December if she got fingerprinted through ALSD and in January she asserted that she was fingerprinted but through her soccer organization, AYSO, which is great but that is completely different than if ALSD asked her which is what the entire issue was about.

Agenda Item R6 - closed session

It appears there is one potential legal case up for discussion during today's closed session. Since this case is likely to be a due process case, I'd like to comment that it is not clear in this agenda if ALSD is contemplating suing another family or if ALSD is anticipating a lawsuit by this family.

Please look into how your for-profit law firms such as Fagan Friedman & Fulfroost are using taxpayer dollars to deny Services to children with disabilities. They have a history of protracting litigation and other interesting tactics which benefits the law firms but not the school district and certainly not the student. Our kids need education not litigation. Thank you for the opportunity to make public comment.

Rita Loof

Public Comments, Non-agenda Items—Section I

Good evening Alta Loma Board members and members of the public. I have been raising issues about current special education practices and how the West End Special Education Local Plan Area (WESELPA) has focused on litigation and demonization of students and parents, rather than helping student with disabilities. We are passionate about pursuing social justice for children with disabilities.

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Law firms are working in concert with WESELPA Due Process Manager Royal Lord to victimize students with disabilities in Alta Loma. The law firm of Fagen Friedman and Fulfrost is one such legal firms that represent Alta Loma. FFF is literally profiting from the pain they are inflicting on families who are already vulnerable. While kids and families suffer, some of the FFF attorneys go to vacation in Cuba.

As you may know, Cuba has been designated as a state sponsor of terror. The State department is designating Cuba as a sponsor of terror because the country continues to harbor American fugitives including a convicted killer of a New Jersey state trooper; among the many human rights abuses against the Cuban people. I provided the Superintendent Moore and board members a picture of the FFF attorney in Cuba and the Press release from the State Department.

I was born in Cuba and I have been a proud American citizen for many years. It is disturbing to see American tax dollars going to a corporation that has employees who vacation in a terrorist state against our government's directives. The lawyers for the district are contractors for a public agency and thus should follow the law. Please investigate why your contractors are taking actions that go against public policy. I found out about this issue because a picture on social media was posted which I emailed. The Caption reads: "Taxi, Cuban style, hoops, hoops and more hoops but we have finally arrived" The picture show a 1950s car used as a taxi. Due to the oppressive Cuban government, the people cannot own new cars and they have to rely on old cars for transportation. The hoops being referred to sound to me like circumvention of United States travel policies. As a Cuban American, I am outraged to see how an American citizen is amused on vacation at the expense of the suffering of the Cuban people. In the special ed world this lawyer is profiting from the suffering of families of children with disabilities; it is a double whammy. We have seen the many dirty tactics used by FFF which other law firms do not engage in. Tactics like sanctions, manufacturing disputes and conducting what amounts to government funded surveillance of parent representatives and private services providers. I wonder if FFF got their ideas on surveillance from the Cuban communist regime. I am sure FFF will paint us as the evil parents who are attacking them and make themselves as the victims in order to gain your sympathy while continuing to make money at public expense. They will most likely increase their retaliation against families who speak out. Like many parents I have also been discouraged from making public comments by FFF. But we cannot be silenced and will continue to speak out against the human rights violations they are perpetrating on children with disabilities.

Please investigate this matter and ask how an Alta Loma contractor, who is representing a public agency, can get away with disregarding the law #Moreteacherslesslawyers

Consent Calendar Item M5

Dear Alta Loma School Board Members,

Recently, a parent in your district shared a letter she received from staff essentially stating that your board has washed their hands of children with disabilities by delegating decisions to sue these children to the Superintendent. This is not the same process used for children who do not have disabilities. For example, when your district proposes to expel a child in general education, that decision goes before the school board.

The letter states:

The Board was not required to act before filing the special education due process proceedings.

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"The Superintendent is **tasked** with the all-encompassing job to “manage instructional and non-instructional operations of the schools” (Board Policy 2110) thus, **the Board properly delegated special education decision-making authority** under Education Code section 35161 and 35035 and the above-Board Policies."

Second, neither the IDEA nor Education Code require board action before filing special education due process proceedings.

While the IDEA may not have specific provisions requiring board involvement, the California state law does. Under California law, children with disabilities and their families are your constituents. Delegating decisions to the Superintendent, who is most likely following legal advice from the for profit litigators such as Fagen Friedman and Fulfroost and their parent company Lozano Smith, who are profiting from denying help to children with disabilities, is not only discriminatory but is a recipe for corruption.

Does your board delegate decisions about African American children, English Language Learners or Transgender students to the Superintendent? I would venture to say that they do not so why is it acceptable for your board to decide you will not provide the oversight to special education matters. Your decision not to get involved with special education matters sends out a message that you do not want to represent a part of your constituency. You have decided not to represent students solely based on their disability status. The Superintendent is not an elected official and therefore your decision to ignore special education issues is denying students with disabilities access to be governed by elected officials of the people’s choosing; the very bedrock of our democracy.

Please vote NO on Item M5 and do not delegate your responsibilities to sue students with disabilities to your Superintendent.

Vanessa Moreno

ALSD Board Members,

We are parents to a child in the Alta Loma School District. We will admit we have not been following the re-opening of our local schools because we have trusted the decisions made on our behalf. However, we have now begun reviewing board meeting minutes, and local COVID-19 data. We have identified several concerns.

After review of 3 Board Meeting minutes we have read no information regarding measures for school re-opening. We do not understand how this is not a topic of each meeting given the gravity of our children's education and social growth. This board's lack of regular updates and proper communication about our children returning to school speaks volumes. We do not feel as though it is a priority and wonder what the priority is.

We reviewed the graph that was put on the district website and the data is difficult to interpret. What does the ALSD total include? Staff, administration, students, and other employed by the district. It does not offer a good definition of the data used to create the graph.

We have watched our son struggle with the feelings of “being muted”. He is in Kindergarten and spends the majority of his class time on mute. We understand the need to complete instruction but it has left our child feeling muted and ignored, we believe this is a struggle many parents and children are dealing with. We believe our teacher is doing the best given the circumstances

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but there needs to be a balance. A balance of children's educational growth, social growth, health, and over all mental health.

Although, the focus of school is to create an educational environment, the setting is multi faceted. The staff and teachers become part of a child's trusted advisors and safety nets. Staff and teachers specialize in observing the children and can initiate interventions when needed. While online learning can supplement the education of our children it is desperately lacking in these other areas. We value all that the schools provide to our children but you as a district continue to cut yourselves short if you think remote learning is doing the job.

Disappointed,

David Palmer

Public Comments for tonight's board meeting.

Good evening, last meeting Board Member Oerly responded to my comments from the previous meeting about the fact that she has not been fingerprinted or cleared as has been required of the newest board member. In fact, Ms. Oerly stated she has never done this in her 40 years on the board. Ms. Oerly listed several times that she has had clearance for her role with AYSO. Is AYSO owned and operated by Alta Loma School District? Is AYSO even affiliated with Alta Loma School District? I don't believe so. I think Ms. Oerly misunderstood my question. I would like to know if she has been fingerprinted and cleared in her role as a board member for Alta Loma School District. And, if she has not, will she have sanctions lobbied against her as the new policy has put into place? It does not matter how many times Ms. Oerly has been cleared by any other organization. The Policy is that she be fingerprinted and cleared in her role as an Alta Loma School Board Member. I would ask that this happen expeditiously.

In addition, I wanted to comment on Item M-5 on the Consent Calendar. I ask that this item be pulled and voted on separately. I am concerned with the proposal to delegate authority to pay lawyers to the superintendent. ALSD has been a litigious district and it is harmful to those students whom the district has brought to due process. While teachers and classified staff have their unions, the only representatives that students and their parents have are their elected board members. Please do not relinquish your duties to your constituents; please take seriously your duty to support them and their best interests to the district. We cannot allow these frivolous lawsuits to continue that deny children with disabilities their right to a free and appropriate education.

Thank you.

Samuel Arias

PUBLIC COMMENT – BOARD MEETING OF February 3, 2021

Dear Alta Loma School Board Members and public,

Thank you for the opportunity to provide public comments. I am a 10-year-old student with special needs. Special needs children deserve equality in education. Please follow me at the "YOU TOO MOVEMENT * EVERY STUDENT SUCCESSFUL * MORE EDUCATION/LESS LITIGATION * SPECIAL EDUCATION CHILDREN MATTER.

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Please, please vote NO on M-5 that gives your Superintendent the authority to approve purchase orders of unlimited amount for legal services. I mean, the Superintendent could award a contract for 1 or 5 million dollars with no board approval. I believe this process is out of compliance with the Brown Act which requires that the Board approve litigation and put it on the agenda so that the public can see how you are using our tax dollars.

Under California law, children with disabilities and their families are your constituents. Delegating decisions to the Superintendent, who is most likely following legal advice from the for-profit litigators, who are profiting from denying help to children with disabilities, is discriminatory. Does your board delegate decisions about other groups such as the African American children, English Language Learners or Transgender students to the Superintendent?

I would venture to say that they do not so why is it acceptable for your school board to decide you will not provide the oversight to special education matters. Your decision not to get involved with special education matters sends out a message that you do not want to represent a part of your constituency, the special education children.

You have decided not to represent students solely based on their disability status. The Superintendent is not an elected official and therefore your decision to ignore special education issues is denying students with disabilities access to be governed by elected officials of the people's choosing; the very bedrock of our democracy. Please review and change the policy of delegating special education matters to the Superintendent without board approval. This process is oppressive and segregates children with disabilities as second class citizens. Please support inclusion, not segregation.

I have visited your Board of Trustees web page today, and it seems there are 5 board of trustees. Yet, your web page does not include an updated group photo. I find it very disrespectful that there is not biography for the new member Ms. Martinez. It seems she is the only Hispanic member of the group; please include her photograph and biography.

I have a sister with a vision impairment, so I am disgusted to learn that ALSD has litigated six cases in federal court to deny services to students with disabilities. In one case, the parents were merely asking for a Vision evaluation that would have cost the district only \$1,000. There are two cases pending before the Ninth Circuit Court of appeals related to the Vision assessment case. These Alta Loma cases can be found on the Public Access to Court Electronic Records website or PACER.

Special Education students get always the blamed for being high cost, but the public does not know that the money is not going to services but rather to lawyers who are milking the system. ALSD should not used taxpayer funds to legal firms to sue the children. Instead, tax funds should go to education.

YEM

The Special Education Department at Districts including Alta Loma operates in the red. Because the special education department doesn't receive enough money from the federal government to pay provide services for students, pay bills and meet payroll, the general fund must transfer money to the special education department.

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Students in general education receive many educational services to close the achievement gap. General Education student parents don't need to hire an attorney for general students education. Many students in special education full potential isn't being reached with the services provided in Special Education. Parents know what their child needs.

Unfortunately, there is a budget in special education that needs to be adhered to. Because of financial constraints many special education students aren't reaching their full potential. This is why parents hire an advocate or attorney for their student. This does not happen to general education students.

There are many private for profit law firms throughout southern CA who are profiting from fighting special education families. Alta Loma, Upland USD, Chaffey Joint HS and many other Districts hire special education law firms. Alta Loma is one of the districts in southern CA that has a bad reputation for fighting, not supporting students with Disabilities.

Recently, one of Alta Loma Districts law firms tried removing a parents guardianship so the parent could not have educational rights for their child. There are so many children, including foster students who don't have a parent who support their education. There are many families who go to court just to become a guardian because the child's biological parent is supporting the students.

Alta Loma's attorney's tried removing the educational rights of the parent. The federal judge denied the removal of educational rights that Alta Loma was trying to undo.

Alta Loma is paying the law firms over \$200 just to appear in court. This is not happening to general education students.

PUBLIC HEARING

None.

BOARD REPORTS

Board member Brad Buller ... attended two online trainings, one training was on Sexual Harassment and the other was on Ethics, each training lasted two hours with an exam at the end; Member Buller turned his certificates of completion into the District Office; January 22, attended a Brown Act Training; had the opportunity to meet with Superintendent Hendricks when she moved into town, welcomed her and got to learn a little more about her; participated in the drive-by farewell to Mr. Moore; Member Buller expressed that Superintendent Moore did a super job as Superintendent of the Alta Loma School District, it was sad to say goodbye, but excited for him in, in his retirement; visited Deer Canyon and Hermosa with new Superintendent Hendricks, both principals extremely welcoming; kudos to both campuses and their teams for all that they are doing for the students.

Board member Rebecca Davies ... along with fellow Board members, participated in the drive-by to thank Jim Moore for his time as Superintendent; it was a fun event, very festive; enjoyed her welcome meeting with Superintendent Hendricks, enjoyed chatting about personal things as well as District things; Member Davies welcomed and thanked Superintendent Hendricks for choosing Alta Loma to be her home; January 26, listened in on the Preppy K Parent Information Meeting, emceed by Associate Superintendent Lori Thompson and our Preppy K teachers;

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January 28, listened in on Deer Canyon's Kindergarten Parent Information Night, led by principal Donna Carlson, all elementary sites had their Parent Information Nights on the 28th; kudos to Nikki May, of Stork Elementary; Nikki was recognized on the DBQ (Document Based Questions) website as a Super Star DBQ Teacher; continue to read lots of articles from California School Boards Association and EdSource.

Board member Jessica Martinez ... welcomed Superintendent Hendricks, had the pleasure to meet with her and get to know each other; attended the Brown Act Training with fellow Board member Buller, it was informative and at the end there was an online assessment gauge what you had learned; started the ACSA training today along with fellow Board member Oerly; Member Martinez acknowledged that February is Black History Month; one of the takeaways from ACSA was the suggestions on how to help children communicate and have time to talk with each other; ACSA suggested for teachers to incorporate breakout rooms instead of whole group instruction.

Board member Sandie Oerly . . . assured Mr. Porter that she was fingerprinted on Monday and in previous minutes clarified his question that her background check met DOJ requirements; attended ACSA's lunch session discussing Safe Schools Proposal, ACSA's support for Underserved Students, CSBA and the Capitol Advisors session on the Budget, and CSBA Reopening Path to Reopening Schools; enjoyed the Preppy K Parent Information Night Presentation; sat in on several of the Kindergarten Parent Information Night Presentations, Jasper, Carnelian, Deer Canyon and Banyan; attended the Parent Leader Group Meeting, which was a goodbye to Jim and a welcome to Karen; joined fellow Board Members in a super special send off for Jim, Wow...Rain, Snow, Thunder!; along with fellow Board member Martinez attended the ACSA Every Child Counts Symposium; amazing assortment of sessions, including 32 prerecorded sessions; enjoyed 8 ½ hours covering 10 sessions advising on education strategies addressing racial, ethnic, social issues and equity; commendations to Associate Superintendent Steve Thomas for the super effort to get vaccination opportunities for our staff; enjoyed the opportunity to meet with new Superintendent Hendricks and welcomed her to the ALSD family.

Board member Caryn Payzant ... enjoyed welcoming Superintendent Hendricks to our District; over the last couple of weeks, attended several site visits with Ms. Hendricks, Banyan, Victoria Groves, Alta Loma Junior High, Vineyard Junior High, Stork, and Jasper; great to see the staff and see their excitement in meeting Karen in person; extremely proud of our schools, the great work they are doing, and their efforts during this virtual learning; January 21, along with fellow Board member Oerly, attended CSBA's budget workshop hosted with Capitol Advisors; January 25, attended Jim Moore's retirement drive-by party; it was unprecedented, snow, thunder and lightning, it was a wonderful send off for a great Superintendent; attended CSBA's conference on reopening our schools; Member Payzant thanked the staff for submitting the Grant paperwork by the February 1 deadline and commended staff for the work they are doing to prepare for the day that we can once again open up our schools; Member Payzant posed a question to our County Health Director and State Health Director, "You say that you follow the science, the CDC has given us the data on the science and why are you not following it?" Member Payzant reminded fellow Board members that when they attend Zoom or Google Meets for the schools, please keep your video on and make sure you have your name on the screen, this helps the school sites know who is in attendance; Member Payzant acknowledged that many staff members have reached out and thanked the Board for the recent bonuses and member Payzant

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thanked the staff for their gratitude and reception of the bonuses, it was truly the Board's pleasure to be able to give that to the staff.

SUPERINTENDENT & STAFF REPORTS

Superintendent Hendricks expressed how excited she is to be here tonight on day 3 as our Superintendent and thanked the Board for choosing her and the opportunity the Board gave her to call Alta Loma home personally and professionally. Superintendent Hendricks is grateful for the generosity of time that everybody has provided to her. Ms. Hendricks has been able to visit all 10 school sites and thanked Associate Superintendents Lori Thompson and Steve Thomas for setting up the site visits. It was inspiring to be in the classrooms, walking the campuses with the principals and being able to jump into some of the lessons.

Superintendent Hendricks was able to join in on the Parent Leader Group Meeting last Wednesday, along with Board members Davies and Oerly. Ms. Hendricks appreciated the opportunity to meet with each Trustee individually. Each meeting was valuable to Superintendent Hendricks, in getting to know each of the Trustees as people, colleagues and learn what each of them bring to the Governance Team. Superintendent Hendricks had the opportunity to spend some time with the Banyan Leadership team and she appreciated them allocating precious work time to visit and get to know a little bit about each other.

Superintendent Hendricks has been meeting with the West End Superintendents, County Superintendents and getting her bearing's on who her colleagues are in this region. They have all been extremely gracious and extending welcomes and offering resources and support. Ms. Hendricks attended both the Preppy K and the Kindergarten Parent Information Nights and thanked Associate Superintendent Thompson and all who were involved for their efforts with the Parent Information Nights.

Today, Superintendent Hendricks was able to share time with Mrs. Knickerbocker's 2nd grade students at Stork Elementary for World Read Aloud Day. Ms. Hendricks had an opportunity to read the book *The North Star*, by Peter H. Reynolds. The book talks about the journey of life and poses the thought, "Ask yourself where you want to go?" The concept of that beginning of a journey resonated with Superintendent Hendricks at this point in time and she is glad to have started that journey here.

Superintendent Hendricks addressed the inquiries for public comment to be provided through a phone call or some type of oral means. IT Director, Rick Brindle and Superintendent Hendricks have spoken about it, it is logistically and technically possible. Rick will get additional details on what that would entail and should have more information prior to the February 17th Board meeting.

Associate Superintendent Steve Thomas shared the seven day average COVID-19 rates, per 100,000 of population. The data comes from County Public Health and is updated every Tuesday. Alta Loma School District boundary numbers have been pretty parallel to the city's numbers since the beginning; the last couple of weeks Alta Loma's numbers have branched away from the city's numbers. As of the January 23rd date, the County of San Bernardino is at 164 per 100,000. The guidance now for reopening schools is not based on a waiver that was passed in October, it's based on the Governor's definition, that the county must be below 25 per 100,000 cases. Associate Superintendent Lori Thompson facilitated a grade level meeting with 2nd grade,

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talking to those teachers about what learning is going to look like when we reopen. Mrs. Thompson facilitated 1st grade, Kindergarten, and Preppy K going back before the holidays. Mrs. Thompson and Mr. Thomas having been working closely with the teachers association on opening schools safely. The structures are in place for the District to bring children back, but the law of the land has to say, let's bring back children at a safe metric.

Mr. Thomas asked the Board if they had any questions. The Board requested that this information gets shared out to parents and posted on the District website and possibly an executive summary regularly updated on what the District is doing.

Associate Superintendent Lori Thompson updated the Board on the virtual Preppy K & Kindergarten Parent Information Night. The Preppy K Parent Night had 59 attendees, usually this event is held in-person, this was the first time it was held virtually. Mrs. Thompson expressed thanks to the Preppy K teachers for helping out. The presentation is posted on the District website for parents who could not attend or would like to view the presentation again. This was the first time a Kindergarten night was held. There were 8 concurrent Kindergarten nights. Thank you to the principals for putting together videos and presentations. School sites are fielding phone calls for kindergarten enrollment this week.

Mrs. Thompson assured everyone that the District does have plans for reopening classrooms in Preppy K- 6th grade, it will be presented at the next Board meeting on February 17. Tomorrow there will be a brief survey going home to families to gauge their interest for Fall Options. In order for the District to plan appropriately, we are taking a brief poll of our parents as what they might be interested in. This survey will not have detail, the District is just trying to plan. Planning for 50 students is different than planning for 500 students. As of right now, given what you know, do you think in August you would be hopeful to return to school traditionally, would you be looking for another year of Distance Learning or would you be looking for some type of home instruction?

CONSENT CALENDAR

Consent Calendar Items pulled for separate discussion and voting: M. (3) & M. (5).

Moved by Mrs. Oerly, seconded by Mr. Buller, and carried unanimously to adopt the following Consent Calendar items:

Vendor Agreements

Approved agreements with the following vendors, and authorized Karen Hendricks, Steve Thomas, and/or applicable administrators to sign all related documents:

1) American Red Cross; 2) CSM Consulting Inc.

Accepted with appreciation the following donation:

- a. Donation of \$100.00 from Edison International/Blackbaud Giving Fund to Alta Loma Junior High School's Student Fundraiser Account to be used to enhance the instructional program.
- b. Donation of \$175 from The Blackbaud Giving Fund to Carnelian Elementary School's Student Fundraiser Account to be used to enhance the instructional program.
- c. Donation of School Supplies valued at \$1,300 from Carnelian PTA, to Carnelian

- Elementary School's Student Fundraiser Account to be used to enhance the instructional program.
- d. Donation of \$29.00 from Handel's Ice Cream to Victoria Groves Elementary School's Student Fundraiser Account to be used to enhance the instructional program.
 - e. Donation of \$347.83 from Kroger – Ralph's Club Reward Program to Victoria Groves Elementary School's Student Fundraiser Account to be used to enhance the instructional program.
 - f. Donation of \$260.00 from Your Cause, LLC Trustee for Wells Fargo, Foundation Educational Matching Gifts Program to Victoria Groves Elementary School's Student Fundraiser Account to be used to enhance the instructional program.

Routine Personnel Items

Approved employment, terminations, resignations, leaves and temporary assignments, as presented.

Update Signers

Authorized the request to update signers on the District accounts at Chaffey FCU. This action would add Karen Hendricks, Superintendent to the authorized signers list to sign all related documents for Alta Loma School District.

Board Payment Report M. (3)

Member Martinez wanted clarification on several purchase orders listed on the Board Payment Report - PO 210948, PO 210753 and PO 210533. Conference Attendance, Lawyer Retainer agreement and Special Education Consultant Services.

Moved by Mrs. Davies, seconded by Mrs. Oerly and carried by the following vote to approve the Board Payment Report, as presented.

Number of members voting AYE:	-4- (Buller, Davies, Oerly, Payzant)
Number of members voting NO:	-1- (Martinez)
Number of members voting ABSTENTION:	-0-

Amendments to Administrative Regulation Exhibit 3300-E M.(5)

Member Martinez wanted clarification on County Form No. 2, what is being delegated and how does the Board get involved in these decisions? Is the Board delegating all decisions to enter into contracts and purchase orders? Superintendent Steve Thomas explained that these are standard County Forms, giving authorizations that the former superintendent had as well. The Superintendent is the CEO essentially of our organization, who has those authorizations, at the same time all those expenditures are ultimately approved by the school board if it's a particular contract with a new agency, the District always comes to the Board with a memorandum of rational, prior to the fact. The unlimited is just telling the County, this official in our District has the ability to facilitate virtually any transaction. The other check and balance in the system, is any purchase order authorization that the Superintendent would do, would have to come through Associate Superintendent Steve Thomas' office and he authorizes every expenditure in the District. The Board has to approve major expenditures.

Moved by Mrs. Davies, seconded by Mrs. Oerly and carried by the following vote to approve amendments to Administrative Regulation Exhibit 3300-E, Authorized Signatures, as

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presented. Submit signed copies of the following forms to San Bernardino County District Financial Services:

- 1) County Form No. 1 ~ Board Delegation-Certify/Attest Board Action (delete Moore and add Hendricks)
- 2) County Form No. 2 ~ Board Delegation-Authorized Agent Status (delete Moore and add Hendricks)
- 3) County Form No. 2C ~ Board Authorization-Secure I.D. Token (delete Moore and add Hendricks)
- 4) County Form No. 4 ~ Board Delegation-Termination Thereof (Moore)

Number of members voting AYE:	-4- (Buller, Davies, Oerly, Payzant)
Number of members voting NO:	-1- (Martinez)
Number of members voting ABSTENTION:	-0-

BUSINESS AND FINANCIAL PROCEDURES

Proposal from Crown Castle Fiber LLC

Moved by Mrs. Davies, seconded by Mr. Buller, and carried unanimously to approve the proposal from Crown Castle Fiber LLC and further authorize Superintendent Karen Hendricks and/or Associate Superintendent Steve Thomas to sign all related documents.

Contract Amendment No. 2 – Daniel’s Electric

Moved by Mr. Buller, seconded by Mrs. Oerly, and carried unanimously to approve Contract Amendment No. 2 for Daniel’s Electric for a new Contract Price of \$929,371 and authorize Superintendent Hendricks and/or Associate Superintendent Steve Thomas to sign all related documents.

Notice of Completion

Moved by Mr. Buller, seconded by Mrs. Oerly, and carried unanimously to approve Notice of Completion for the Deer Canyon Elementary School New Classroom Addition performed by Construction Electric, Inc. and authorize Superintendent Karen Hendricks and/or Associate Superintendent Steve Thomas to sign all related documents.

Payment to Schools Excess Liability Fund

Member Martinez asked if the District has received a claim. Associate Superintendent Steve Thomas clarified that the District has not received a claim. A law was passed opening up a liability window that goes back into the 80’s.

Moved by Mr. Buller, seconded by Mrs. Davies, and carried unanimously to approve the payment to Schools Excess Liability Fund for Revived Liability Funding Plan resulting from the passage of AB 218 for a total amount of \$82,483.239 and authorize Superintendent Karen Hendricks and/or Associate Superintendent Steve Thomas to sign all related documents.

Resolution No. 02-03-21

Moved by Mrs. Oerly, seconded by Mrs. Davies, and carried unanimously to approve Resolution No. 02-03-21, One-Time Payout for Days Worked Over Contract for Management and Confidential Employees, and authorize Superintendent Karen Hendricks and/or Associate Superintendent Steve Thomas to sign all related documents.

HUMAN RESOURCES

Proposal for Negotiations – 2020-21

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Moved by Mrs. Oerly, seconded by Mr. Buller, and carried unanimously to accept the initial proposal for negotiations for the 2020-21 school year from the Alta Loma School District, as presented.

Amendment of the Contract of the Associate Superintendent – Educational Services

Moved by Mrs. Davies, seconded by Mrs. Oerly, and carried unanimously to consider and approve amendment of the Contract for Employment of the Associate Superintendent, Educational Services, to allow compensation for days worked above contract.

Amendment of the Contract of the Associate Superintendent – Administrative Services

Moved by Mrs. Oerly, seconded by Mr. Buller, and carried unanimously to consider and approve amendment of the Contract for Employment of the Associate Superintendent, Administrative Services, to allow compensation for days worked above contract.

BOARD INFORMATION/DISCUSSION

Budget Update

The 2nd Interim Financial Report will be shared at the March 3 Board meeting, updating activity through January 31, 2021.

Bond Update

Appreciate the efforts of our District Staff and our School Site Staff, making fantastic progress at Carnelian Elementary and Jasper. Very pleased with the bond progress.

Future agenda items

The Board agreed to add the standing reopening item to future Board agendas under Superintendent and Staff Reports. The Board agreed to do their own homework on other school district's public comment statements, to look at how much time is being allotted per individual or per topic. The Board will bring it back to a future Board meeting for discussion or review.

ANNOUNCEMENTS

The date of the next regular meeting of the Board of Trustees is Wednesday, February 17, 2021, At 6:00 PM via Zoom Conference.

CLOSED SESSION

The Board adjourned to Closed Session at 8:24 PM for the purpose of discussing matters expressly authorized by Government Code Section 3549.1, 54956.9, 54956.9(d), 54957, and 54957.6.

OPEN SESSION/ ADJOURNMENT

The Board reconvened to Open Session and made the following announcements.

Moved by Mrs. Oerly, seconded by Mr. Buller, and carried unanimously to release a certain classified staff member from probationary service, effective January 1, 2021.

The Board adjourned the meeting at 8:45 PM.