

**Irvine Unified School District**  
**Minutes**  
**Regular Meeting of the Board of Education**  
June 23, 2020 6:30 PM  
IRVINE UNIFIED SCHOOL DISTRICT  
Administration Center  
5050 Barranca Parkway  
Irvine, CA 92604  
6:30 p.m. Regular Meeting

**Attendance Taken at 6:31 PM:**

Present:

Paul Bokota  
Lauren Brooks  
Betty Carroll  
Ira Glasky  
Sharon Wallin

**1. CONVENE REGULAR MEETING - 6:30 PM**

Minutes:

President Carroll called the meeting to order at 6:31 PM.

**2. PLEDGE OF ALLEGIANCE / ROLL CALL**

Minutes:

The Pledge of Allegiance to the Flag of the United States of America was led by Member Wallin.

Members Present:

Paul Bokota  
Lauren Brooks  
Betty Carroll  
Ira Glasky  
Sharon Wallin

Staff Present:

Terry L. Walker, Superintendent of Schools  
John Fogarty, Assistant Superintendent, Business Services  
Eamonn O'Donovan, Assistant Superintendent, Human Resources  
Cassie Parham, Assistant Superintendent, Education Services  
Brienne Ford, Chief Technology Officer  
Raianna Chavez, Executive Assistant to the Superintendent

**3. ADOPTION OF AGENDA**

**Motion Passed:** Adopt agenda, as presented.

Passed with a motion by Sharon Wallin and a second by Lauren Brooks.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin

#### **4. SPECIAL PRESENTATIONS**

##### **4.a. 2020-21 School Year Opening Update**

Minutes:

Superintendent Walker presented the 2020-21 School Year Opening Update, noting staff have been working since March on the process to return students to class for 2020-21. The District established an IUSD Task Force with representation by parents, students, community members, ITA and CSEA leadership, teachers, staff, Elementary, Middle, High School and Year Round Principals, Education Technology, Curriculum and Instruction members, Special Education, Health and Language Development, Safety, Facilities, Maintenance and Nutrition personnel and IUSD Executive Cabinet. The group is using an interest-based process, guided by IUSD's core values and aligning to state guidelines. The areas of consideration include health and safety, teaching and learning, staff and student support, communication and engagement, operations and budget, and contingency planning.

He shared the results of the first 2020-21 Family Survey, which included 16,398 responses. Of those responses, 41% preferred the Traditional Academic Model, 37% preferred the Blended/Hybrid Academic Model and 23% preferred the Distance Learning Academic Model. The responded preferences were similar for parents with students in grades K-6; however, for grades 7-12 the preference for Blended/Hybrid was preferred over the Traditional Academic Model. Also surveyed were the planning factors, which indicated the most important factors to parents were: regular hand washing/sanitizing, enhanced cleaning, daily health screenings, maximized space between seating, reduced class size, staggered recess and lunch times, mental health and wellness support, student interaction and collaboration, staggered drop-off/pick-up and extracurricular activities, in order of importance.

A survey of IUSD certificated, classified and leadership team members was also completed with certificated staff reporting a preference of 46% for Traditional, 28% for Hybrid and 26% for Distance Learning Academic Models. IUSD is committed to providing accommodations for all staff in need and will be providing on-going training and support.

It has become apparent during the pandemic that conditions and guidance have, and will continue, to constantly evolve and change. Staff continue to adapt and contingency plan, and as our recent emergency exercises have revealed, situational awareness is vital. We continue to adapt to health and other agency guidelines while monitoring state budget implications, which may have a potentially significant impact on staffing and available resources.

A summation of the California Department of Public Health (CDPH) Industry Guidance for Schools was provided, which included planning and implementation guidelines. The Orange County Department of Education's (OCDE) guidelines align with the CDPH guidelines and were approved by the Orange County Health Care Agency (OCHCA) on June 12, 2020. Based on the continued need to adapt, the OCDE guidelines are a living and adaptive document as knowledge continues to evolve. Prior to students returning to campus, an Attestation Checklist is required by the OCHCA, for which a draft was received on June 22, with a final draft pending approval.

In closing, he shared next steps, which include an IUSD Task Force meeting on June 24 and a second Family Survey to be sent on June 25<sup>th</sup>. After review of the survey feedback a recommendation will be made to the Board in early July with communications to IUSD families and staff following.

Board Members raised concerns about learning loss during Emergency Distance Learning and inquired regarding CIF guidelines for sports. Assistant Superintendent of Education Services, Cassie Parham, responded that part of the training planned for staff includes pre-diagnostic assessments, which will help determine learning loss or needed supports; CIF guidelines are still pending.

Speaking to the topic:

Lisa Yang  
Elizabeth McLaughlin  
Angie Foster  
Robin Cowan  
Bernadette Ah-Hing  
Andrea Matolo

## **5. ORAL COMMUNICATION**

Minutes:

Talia Azadian addressed the Board regarding Ethnic Studies.

Leah Nussbaum addressed the Board regarding resources for reopening.

Dawn Mortazavi addressed the Board regarding Masks.

Joe Gagliano addressed the Board regarding Littler Mendelson, P.C.

## **6. SUPERINTENDENT'S REPORT**

Minutes:

Superintendent Walker provided a brief update, starting with a reminder that IUSD has resources available regarding racial equity on the IUSD We Care website and that staff continue to work diligently on this important topic, which will remain a focus for the District. Thankfully, there have been shifts in funding and the budget. He thanked everyone for their efforts at the various levels for working together to get funding that is needed for schools. He again reminded IUSD families and staff of the mental health and wellness resource Optimistic Household; Module 3 regarding inoculating your brain to deal with stress and anxiety, is now available. In closing, he extended his sincere appreciation to Alan Schlichting and wished him well on his upcoming retirement.

## 7. ANNOUNCEMENTS AND ACKNOWLEDGMENTS

## 8. CONSENT CALENDAR

**Motion Passed:** Approve Consent Calendar Item Nos. 9.a. - 12.d.

Passed with a motion by Lauren Brooks and a second by Sharon Wallin.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin

Minutes:

Deyadira Arellano addressed the Board regarding Item No. 10. b. Submission Spring Release Consolidated Application for Funding 2020-2021.

## 9. CONSENT CALENDAR - Business Services

9.a. Check Register Report

9.b. Contract Services Action Report 2019-20/18

9.c. Purchase Order Detail Report

9.d. Contract Renewal Authorization - 2020-21 Southern California Regional Liability Excess Fund (ReLiEF) (Property and Liability Insurance)

9.e. Contract Renewal Authorization - 2020-21 Workers' Compensation Reinsurance

9.f. Exercise Option to Extend the Contract for RFP No. 15/16-01MO, Waste, Recycling & Organic Services

9.g. Exercise Option to Extend Contracts for Beach Cities Nutrition Services Cooperative Bid No. 18-01, Food Services - Paper Products and Cleaning Supplies

9.h. Increase Dollar Amount for Contract for RFP No. 15/16-0003IT, Business Intelligence and Analytics Solution

9.i. Piggyback Authorization - Just-In-Time Classroom and Office Supplies

9.j. Receive Bids/Award Contracts for Bid No. 20/21-01NS, South Orange County Purchasing Group - Processed Commodity, Commercial, Snack & Beverage Products

9.k. Receive Proposals/Award Contract for RFP No. 20/21-02NS, Asian Cuisine

9.l. Receive Proposals/Award Contract for RFP No. 20/21-01NS, Fresh Pizza & Delivery

## **10. CONSENT CALENDAR - Education Services**

10.a. Agreement with Orange County Children and Families Commission for the Provision of Services, 2020-2023, No. FCI-SD4-11

10.b. Submission Spring Release Consolidated Application for Funding 2020-2021

## **11. CONSENT CALENDAR - Human Resources**

11.a. Certificated Personnel Action Report 2019-20/18

11.b. Classified Personnel Action Report 2019-20/17

## **12. CONSENT CALENDAR - Special Education**

12.a. Special Education Settlement Agreement(s)

12.b. Contract for Special Education Related Services

12.c. Special Education Master Contract(s) 2019-2020

12.d. Special Education Master Contract(s) 2020-2021

## **13. CONSENT CALENDAR RESOLUTIONS - Roll Call**

**Motion Passed:** Approve Consent Calendar Resolution Item Nos. 13.a. - 13.d.

Passed with a motion by Ira Glasky and a second by Paul Bokota.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin

13.a. Resolution No. 19-20-42: To Establish Temporary Interfund Transfers of Special or Restricted Funds

13.b. Resolution No. 19-20-43: Authorization of Signatures

13.c. Resolution No. 19-20-44: Education Protection Account for Fiscal Years 2019-20 and 2020-21

13.d. Resolution No. 19-20-46: Local Agreement for Child Development Services and Signature Authorization

## **14. FACILITIES CONSENT CALENDAR**

**Motion Passed:** Approve Facilities Consent Calendar Item Nos. 14.a. - 14.g.

Passed with a motion by Sharon Wallin and a second by Paul Bokota.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin

14.a. Annual Renewal/Award Contract for Lease of Relocatable Buildings, Bid No. 2015/16-9FA

14.b. Authorization to Renew Contract for RFQ/P No. 1718FA, Document Reprographic Services

14.c. Piggyback Authorization Purchase of Shade Structures

14.d. Change Order Requests for the Measure E Series 1 Improvements - Classroom Building Expansion Projects at Brywood, Meadow Park, and Springbrook Elementary Schools

14.e. Change Order Requests for the Measure E Series 1 Improvements - Modernization Projects at Springbrook and Westpark Elementary Schools

14.f. Notice of Completion for the Measure E Series 1 Improvements - Classroom Building Expansion Projects at Brywood, Meadow Park, and Springbrook Elementary Schools

14.g. Notice of Completion for the Measure E Series 1 Improvements - Modernization Projects at Springbrook and Westpark Elementary Schools

## 15. ITEMS REMOVED FROM THE CONSENT CALENDAR

## 16. ITEMS OF BUSINESS

### 16.a. Public Hearing: Special Education Local Plan Area (SELPA) Annual Service Delivery Plan and Annual Budget Plan

**Motion Passed:** After holding a public hearing, adopt the Irvine SELPA Annual Service Delivery Plan and Annual Budget Plan.

Passed with a motion by Ira Glasky and a second by Lauren Brooks.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin

Minutes:

Melanie Hertig, Executive Director of Special Education, presented the Special

Education Local Plan Area (SELPA) Annual Service Delivery Plan and Annual Budget Plan starting with the requirements of the Local Plan as outlined in California Education Code Section 56205 which requires the submission of an Annual Budget and Service Plan that are adopted at a public hearing. The plan must identify expected expenditures and include a description and physical location of services, and must demonstrate that all individuals with exceptional needs have access to services and instruction appropriate to meet their needs as specified in their individualized education program.

The Annual Service Plan service codes and descriptions were reviewed. Melanie made note of a new template in the works by the state for 2020-21. The elements of the Annual Budget Plan were reviewed including revenue by source, total budget by object codes, operating expenditures and projected expenditures for supplemental aids and services. Of the \$86 million total Special Education revenue, 30.6% or \$26 million comes from the state, 8.25% or nearly \$8 million comes from the federal level and 61.15% or \$52.5 million is provided by IUSD. Of the \$90 million budgeted, 34.15% or nearly \$30.8 million is for Certificated staff salaries and 24.09% or just over \$21.7 million is for Classified staff salaries.

Lastly, she reviewed the projected expenditures for supplemental aids and services in the regular classroom for students with low incidence disabilities, which includes students who are deaf or hard of hearing, visually impaired or orthopedically impaired; these students often require specialized equipment or other aids and services to support their success. She noted the information on table 5 of the Annual Budget Plan does not include the specialized teaching support that these students receive. IUSD has on staff, Education Specialists who support the deaf and hard of hearing population, teachers of the visually impaired, Audiologists, and Orientation and Mobility Specialists.

Board Members asked about the federal funding for the unfunded mandate. Melanie informed the Board that the federal funds provide 8.25% of IUSD's Special Education funding, which is considerably less than the 40% mandated.

President Carroll opened the public hearing at 8:42 PM and received one public comment from Robin Cowan; there being no further comments President Carroll closed the public hearing at 8:45 PM.

## **16.b. COVID-19 Operations Written Report**

**Motion Passed:** Adopt the COVID-19 Operations Written Report as submitted.

Passed with a motion by Paul Bokota and a second by Lauren Brooks.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin

Minutes:

Alan Schlichting, Executive Director of Student Services reported on the COVID-19 Operations Written Report, which has replaced the Local Control Accountability Plan

(LCAP) for the adoption normally done in June. Following the March 4, 2020 Governor declared State of Emergency as a result of COVID-19, Governor Newsom issued Executive Order N-56-20 on April 22, 2020, which extended the July 1 deadline for a local school district governing body to adopt the LCAP and budget overview for parents to December 15, 2020. The Executive Order requires the adoption of a Written Report detailing the changes to program offerings the District has made in response to school closures in addressing the COVID-19 emergency and the major impacts of such closures on students and families, which includes a description of how the District is meeting the needs of unduplicated students during the end of the 2019-20 school year.

A video showcase was shared, depicting how IUSD has responded in continuing the support of students and families during school closures as a result of the COVID-19 pandemic. It depicted changes to program offerings, how the District met the needs of English learners, foster youth and low-income students, steps taken and best practices developed to continue delivering high-quality distance learning opportunities, providing meals to students while maintaining social distancing practices, and arranging for supervision of students during ordinary school hours. The showcase also included a performance by University High School's virtual symphony.

### **16.c. Public Hearing: Presentation and Adoption of the IUSD 2020-21 Budget**

**Motion Passed:** After holding a public hearing and considering all comments, adopt the District's 2020-21 Budget, accompanying Multiyear Projection and Fiscal Solvency Statement as presented and direct staff to forward the appropriate documentation to the Orange County Department of Education.

Passed with a motion by Paul Bokota and a second by Ira Glasky.

Yes	Paul Bokota
Absent	Lauren Brooks
Yes	Betty Carroll
Yes	Ira Glasky
Yes	Sharon Wallin

#### Minutes:

Assistant Superintendent of Business Services, John Fogarty, reviewed the proposed 2020-21 IUSD Budget, noting that the day prior an agreement had been reached between the Legislature and Administration which changes the May Revise, used by IUSD to develop the budget; therefore, the budget will be revised once additional details are provided. The Federal Coronavirus Aid Relief, and Economic Security (CARES) funding can further change the budget. The budget presented and requesting adoption of, includes an overview of the state's financial outlook and the impact of COVID-19, the impact of an impending recession to Prop 98, and review of 2020-21 proposed one-time and ongoing budget solutions.

The impacts of the COVID-19 pandemic have had a profound impact on the state and national economy with more than 10 years of economic expansion coming to an unprecedented and unforeseen abrupt halt; both are now in a recession. The May Revise is typically constructed based on actual revenue collections and stable economic projections, both of which are absent this year because of the extensions granted to businesses and taxpayers. The May Revise assumes the state will lose \$41.2 billion in

revenues compared to January estimates, which are compounded by the growing need for state safety net services, bringing the state's total two-year shortfall to \$54 billion, which in turn reduces Prop 98 funding by \$18 billion over two years, 2019-20 and 2020-21. The Governor's January 2020 Budget, pre-COVID, projected state revenues of \$147.1 billion in 2020-21 due to the impacts of COVID. In May the Legislative Analyst Office projected a "U" or "L" shaped recovery resulting in significantly less state revenues of \$122.6 and \$110.4 billion, respectively.

The May Revise imposed a statewide cut of \$6.5 billion or 10% to the Local Control Funding Formula (LCFF), which would have been an ongoing cut to IUSD of \$33.4 million; however, based on the new budget agreement reached by legislatures, the new proposal instead suspended the 2.31% Cost-of-Living Adjustment with no cut to the LCFF, which revises the planned ongoing impact to IUSD to approximately \$7.4 million; an improvement by approximately \$26 million over what was planned based on the May Revise. The Cost-of-Living Adjustment for all categorical programs outside the LCFF, including Special Education, are suspended.

The Federal CARES Act Funds included \$1.65 billion in Elementary and Secondary Emergency Relief (ESSER) funds of which at least 90%, or \$1.5 billion, will be allocated to Local Education Agencies based on Title I, Part A allocation, resulting in an allocation of approximately \$2 million to IUSD; however, more information is needed for the intended use of the funds. Additionally, \$4.4 billion in CARES Act funds have been allocated to Local Education Agencies to mitigate learning loss broken down by \$1.5 billion distributed per pupil, based on the number of students with disabilities, a potential increase of \$6.8 million to IUSD. Additionally, based on the May Revise, \$2.9 billion was earmarked for concentration grant districts on a per ADA basis, of which IUSD would receive none; however, the final state budget deal adjusts this distribution to instead allocate \$2.9 billion to Local Education Agencies based on a proportion to their 2019-20 combined supplemental and concentration grant funding, which equals approximately \$5.7 million for IUSD. These funds need to be expended by December 30, 2020, with a focus on extending the instructional school year, additional academic services, learning supports and wrap around services. Additionally, the Final State Budget deal allocated \$1 billion to Local Education Agencies in proportion to their 2019-20 total LCFF entitlement, which equates to \$5 million for IUSD.

Additionally, the May Revise proposed to redirect the \$2.3 billion for employer long-term unfunded liability provided in the 2019-20 budget to further reduce CalPERS and CalSTRS contribution rates in 2020-21 and 2021-22; for IUSD this would be a \$5 million impact. Additionally, the May Revise proposed deferrals of the June 2020 and April, May, and June 2021 funding to Local Education Agencies, which could have a significant impact on struggling districts.

In preparation for a projected 10% cut or \$33.4 million loss in 2020-21 LCFF funding, budget solutions were developed. In light of impacts from COVID-19, the Governor proposed flexibility to assist school districts during the crisis; for IUSD this includes Special Education funding of \$2.7 million, pension contribution relief of \$5 million, and Routine Restricted Maintenance relief of \$0.5 million. To further eliminate the planned gap in funding, the District identified other budget solutions including the estimated 2019-20 fall out/balance of \$5.3 million, utilization of the \$5 million contingency reserve, utilization of the \$5.9 million instructional materials reserve, utilization of the 2020-21

unallocated LCAP funds of \$3.7 million, suspension of a portion of the ongoing instructional materials fund of \$2 million and suspension of the 2020-21 annual \$5 million contribution to the Workers' Compensation Fund, for a total of more than \$35.2 million to compensate for the then planned cut.

Even though the new budget deal does not include the 10% cut, staff recommends maintaining the suggested budget solutions identified as there are still many unknowns on the horizon. Based on the May Revise and the recommended budget solutions, the budget forecast is positive through 2022-23; however, there remains many uncertainties such as enrollment, increase costs associated with alternative education models, the national and state economic recovery and the length of the pandemic.

President Carroll opened the public hearing at 9:50 PM and received one public comment from Deyadira Arellano; there being no further comments President Carroll closed the public hearing at 9:53 PM.

**16.d. Public Hearing: Resolution No. 19-20-45: Confirming the Engineer's Report for the Levy and Collection of the IUSD RIMD and the Assessment Diagram Connected Therewith; and Ordering the Levy and Collection of Assessments for Fiscal Year 2020-21 - Roll Call**

**Motion Passed:** After holding a public hearing and considering all comments, adopt Resolution No. 19-20-45, confirming the Engineer's Report and the levy of assessments for fiscal year 2020-21, in connection with the Irvine Unified School District Recreation Improvement and Maintenance District pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code, and as provided by Article XIID of the California Constitution.

Passed with a motion by Paul Bokota and a second by Lauren Brooks.

- Yes Paul Bokota
- Yes Lauren Brooks
- Yes Betty Carroll
- Yes Ira Glasky
- Yes Sharon Wallin

**16.e. Public Hearing: Bargaining Proposal Regarding the 2020-21 Agreement Between the California School Employees Association Chapter #517 and the Irvine Unified School District**

**Motion Passed:** After holding the public hearing and considering all comments, adopt the proposal of the California Schools Employee Association Chapter #517 in order to initiate the bargaining process of the identified Articles.

Passed with a motion by Ira Glasky and a second by Lauren Brooks.

- Yes Paul Bokota
- Yes Lauren Brooks
- Yes Betty Carroll
- Yes Ira Glasky
- Yes Sharon Wallin

Minutes:

Acting President Bokota opened the public hearing at 9:57 PM, received no comments and closed the public hearing at 9:58 PM.

**16.f. Resolution No. 19-20-47: Reserving the Right to Make 2020-21 Employee Compensation Reductions - Roll Call**

**Motion Passed:** Adopt Resolution No. 19-20-47 permitting the District to make reductions to the salaries of specific District employees, outlined in the proposed resolution, and declaring salaries for the 2020-2021 fiscal year to be indefinite and undetermined at this time.

Passed with a motion by Paul Bokota and a second by Lauren Brooks.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin

**16.g. Emergency Permit Requirement - Declaration of Need for Fully Qualified Educators**

**Motion Passed:** Adopt the "Declaration of Need for Fully Qualified Educators" authorizing the employment of teachers holding emergency permits for the 2020-21 school year.

Passed with a motion by Sharon Wallin and a second by Paul Bokota.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin

**16.h. Resolution No. 19-20-48: Proclaiming that Black Lives Matter and Calling for a Commitment to Creating an Unbiased and Inclusive Society Through Education - Roll Call**

**Motion Passed:** Adopt Resolution No. 19-20-48, proclaiming that Black lives matter and calling for a commitment to creating an unbiased and inclusive society through education, as revised.

Passed with a motion by Betty Carroll and a second by Paul Bokota.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin

Minutes:

Board Members encouraged the community to review the June 9, 2020 Board meeting video where the resolution was requested by the Board, and where Board Members shared their personal statements in expressing why they requested the resolution. The measures already taken by the District were discussed, including the formation of the Educators for Social Justice Committee. The title of the resolution was deliberated, as to the use of the term "Black lives matter"; it was expressed that the use of the phrase was not in reference to, or in support of, an organization or movement but rather to, as stated, proclaim that Black lives matter and to call for a commitment to creating an unbiased and inclusive society through education.

Member Bokota requested revisions to the ninth paragraph, substituting "among" with "with" and the twentieth paragraph to replace "coursework" with "curriculum, staffing".

Speaking to the topic:

Jaimie Wu  
Ryan Yohn  
Bren Unger  
Bernadette Ah-Hing  
Kayla Davis  
Kathy Dang

## **17. ORAL COMMUNICATION**

Minutes:

None.

## **18. CLOSED SESSION**

Minutes:

None.

## **19. ADJOURNMENT**

## **20. Board Meeting Information**

**Motion Passed:** Meeting adjourned at 10:25 PM.

Passed with a motion by Sharon Wallin and a second by Paul Bokota.

Yes Paul Bokota  
Yes Lauren Brooks  
Yes Betty Carroll  
Yes Ira Glasky  
Yes Sharon Wallin