

BEAR VALLEY UNIFIED SCHOOL DISTRICT
MINUTES OF A REGULAR BOARD MEETING
HELD ON DECEMBER 8, 2021

IN ACCORDANCE WITH AB 361 SIGNED BY GOVERNOR NEWSOM ON SEPTEMBER
16, 2021, THIS MEETING WAS HELD VIA THE ZOOM WEBINAR PLATFORM

Present: Dr. Steve Foulkes
Mrs. Cathy Herrick
Mr. Jack Roberts
Ms. Sudie Smartt
Mr. Paul Zamoyta

Also Present: Dr. Mary Suzuki
Mrs. Linda Rosado
Dr. Lisa Waner
Ms. Lucinda Newton

1. Call to Order Open Session

President Herrick called the meeting to order at 5:18 p.m. noting this meeting is being audio recorded.

2. Adoption of Agenda

M21-22-064

President Herrick called for a motion to adopt the agenda for the meeting with the addendum as presented.

Motion by Mr. Zamoyta.

Second by Dr. Foulkes.

President Herrick called for the vote.

Said motion was approved by the following roll call vote:

AYES: Foulkes/Herrick/Roberts/Smartt/Zamoyta

NOES: None

ABSTAIN: None

ABSENT: None

3. Public comment on Closed Session Agenda Items

Hearing none, President Herrick adjourned to closed session at 5:20 p.m.

4. Closed Session

- a. **Pursuant to Government Code 54956.9 – Subdivision (a): Existing Litigation/Due Process Settlement Agreement Case No. 2021100750**

5. Call to Order Open Session at 5:34 p.m.

6. All present participated in a Moment of Silence and the Pledge of Allegiance.

7. Report of Action Taken in Closed Session

No action taken.

8. Governing Board Discussion on COVID-19 Vaccine and Future Steps

The Governing Board members discussed the letter sent to California State officials expressing the desire to have parents make the choice of whether to vaccinate or not. Parents and families were encouraged to contact their legislators in Sacramento regarding this serious issue. Members of the public were asked for their input as we move forward. Meeting attendees were reminded that the Governing Board can not respond to the public during the public comment section of board meetings. Board members confirmed that the vaccine mandate is not yet in effect and probably will not be mandated until July. Discussion about the number of unfilled classified positions and staff absences with the desire to keep our schools open day to day, especially with the research indicating that students learn better in school in a safe environment. A board member discussed concerns about the reliability of a survey. Dr. Suzuki shared that per Mr. Todd Robbins, legal counsel to the District, we must follow the mandate if the vaccine mandate becomes a California Public Health or Legislative order. If we do not, our Joint Powers Authority will not cover us if we have cases related to COVID. It would be difficult, if not impossible, for us to be insured. If it is not required, we can offer waivers and still be insured. At this time, the District is not required to mandate the vaccine. There was further discussion on whether personal waivers are part of the mandate or not. Next steps: Survey parents, community members, students, and staff regarding mask and vaccine mandates. Agendize discussion about the upcoming survey and the possibility of a town hall meeting in January.

9. Hearing Section

a. Public Comment

President Herrick read the Public Comment Quick Summary Abstract.

David Rufner: Stated that he does not feel the Governing Board wants to hear from parents. Mr. Rufner cited Board Policy (BP) 1020 and (BP) 2230, suggesting that parent advisory committees, representative and deliberative groups should be utilized. Mr. Rufner stated that the letter did not satisfy him as written and that even vaccinated people should be tested.

Dr. Suzuki recommended that Mr. Rufner approach Principal Fulmer about joining a parent advisory committee.

David Quias – not present

Tom Sitton – not present

Cindy Dupre – not present

Jill Wade – not present

Heather Wylie: Shared that she was thankful for this evening's discussion. She expressed that she was not entirely happy with the letter written by the Governing Board. Mrs. Wylie said a survey would be a great show of support for parents. She said that she would like to share the video of the meeting with the community. Mrs. Wylie spoke about the success of the Baldwin Lane Elementary School Santa Shop.

Dr. Suzuki informed Mrs. Wylie there is no video of this meeting, but there is an audio recording available upon request.

b. Public Hearing/Public Comment on Bear Valley Education Association Sunshine articles

Having no request for Public Comment, President Herrick moved on to agenda item 9.c.

c. Public Hearing/Public comment on the Bear Valley Unified School District Sunshine Articles.

Having no request for Public Comment, President Herrick moved on to agenda item 10.

10. Consent Calendar

President Herrick called for a motion to approve the Consent Calendar with the addendum as presented.

M21-22-065

Motion by Dr. Foulkes to approve the Consent Calendar as follows:

- a. **Employ Account Technician**
Lilinoe Carothers
- b. **Employ Director's Secretary**
Sonia Reyes
- c. **Employ Executive Director's Secretary/Credentials Analyst**
Heather Quillen
- d. **Employ Instructional Aide**
Kelly Flanders
- e. **Employ Special Education Aide**
Caroline Ross
- f. **Increase Four Child Nutrition Services Positions Contract Workhours**
- g. **Classified Substitute Consultant to Train New Director's Secretary/Credential Analyst**
- h. **Classified Substitutes for 2021-2022**
Megan Pierce and Katarina Jenkin
- i. **Substitute Teacher for the 2021-2022 School Year**
Margo Penardi
- j. **Big Bear High School and Middle School Coaches for 2021-2022**
Loreen Kling, Alberto Solis, John Stewart, John Gallegos, Ben Huschka, David Courtney, and Jason Krause
- k. **2021-22 Hourly Rates for Classified/Confidential Substitutes and Noon Duty Aides**
- l. **2021-22 Revised Schedule "C" Salary Schedule**
- m. **Donations – Big Bear Lions Club - \$700.00 Big 5 Sporting Goods Gift Cards and Celia and Gene Defrank - \$1,000.00 Stater Bros. Gift Cards**
- n. **Purchase Order Report - FY 2021-2022 Purchase Orders, Numbers 220404-220457**

Second by Ms. Smart.

Mr. Roberts requested Item 10.g. be removed for discussion.

Said motion was approved by the following roll call vote with the exception of Item 10.g.

AYES: Foulkes/Herrick/Roberts/Smartt/Zamoyta

NOES: None

ABSTAIN: None

ABSENT: None

11. Items removed from the Consent Calendar

10.g. Classified Substitute Consultant to Train New

M21-22-066

Director's Secretary/Credential Analyst. President Herrick opened the discussion on Agenda Item 10.g. After discussion regarding on-the-job training, the short notice given by the previous employee in the position of Director's Secretary/Credential Analyst, detailed requirements of this position, and the amount of training required to become proficient in the position, members of the Governing Board were satisfied.

Dr. Foulkes moved to approve this agenda item as written.

Second by Mr. Zamoyta.

Said motion was approved by the following roll call vote:

AYES: Foulkes/Herrick/Roberts/Smartt/Zamoyta

NOES: None

ABSTAIN: None

ABSENT: None

12. Employee Announcements

Dr. Suzuki welcomed the employees approved under the consent calendar, including employee transfers.

13. Information Section and Reports

- a. Dr. Suzuki shared that she was proud of the BVUSD students as they take their benchmark assessments and the staff for all of the hard work to ensure students make academic gains. Dr. Suzuki spoke about the social-emotional adjustments students have been going through since returning to school after 18 months. Dr. Suzuki stated that she is looking forward to working with the community to find solutions that are beneficial to our students. She wished everyone happy holidays.
- b. Mr. Zamoyta stated that he enjoyed tonight's conversation. Mr. Rufner had good ideas for community involvement. Mr. Zamoyta shared information about the company Nightlock getting a lot of praise for their devices on doors, potentially saving many lives at the Oxford school in Michigan during the school shooting. He would like to get vet this information then see if it would be something we could get to enhance the safety at our schools.
- c. Ms. Smartt stated that she agreed with Mr. Zamoyta, saying that was a good wrap-up and she would also like more information on the Nightlock system.
- d. President Herrick commented on the tragedy of the Michigan school shooting and discussed the differences in our safety protocol.

(6:49 p.m. Mr. Roberts is no longer on the Zoom webinar.)

14. Administrative Report

- a. **Approval to negotiate between Bear Valley Unified School District (BVUSD) and Bear Valley Education Association (BVEA) on Articles and Compensation presented by BVUSD**

M21-22-067

President Herrick called for a motion to approve said motion.

Motion by Mr. Zamoyta.

Second by Dr. Foulkes.

President Herrick called for the vote.

Said motion was approved by the following roll call vote:

AYES: Foulkes/Herrick/Smartt/Zamoyta

NOES: None

ABSTAIN: None

ABSENT: Roberts

15. Business/Financial Report

a. 2021-22 First Interim Financial Report Adoption

M21-22-068

President Herrick called for a motion to approve the 2021-22 First Interim Financial Report Adoption.

Motion by Ms. Smartt.

Second by Mr. Zamoyta.

President Herrick called for the vote.

Said motion was approved by the following roll call vote:

AYES: Foulkes/Herrick/Smartt/Zamoyta

NOES: None

ABSTAIN: None

ABSENT: Roberts

16. Personnel Report Certificated

a. Approval to Negotiate between Bear Valley Education Association (BVEA) and Bear Valley Unified School District (BVUSD) on articles and Compensation Presented by Bear Valley Education Association

M21-22-069

President Herrick called for a motion to approve said motion.

Motion by Ms. Smartt.

Second by Mr. Zamoyta.

President Herrick called for the vote.

Said motion was approved by the following roll call vote:

AYES: Foulkes/Herrick/Smartt/Zamoyta

NOES: None

ABSTAIN: None

ABSENT: Roberts

17. Suggestions for future meeting agendas

Parent survey, town hall, parent engagement – Dr. Suzuki stated she would like to meet with Mr. Rufner and invites him to participate in a parent advisory committee.

18. Meeting Adjourned at 7:17 p.m.

- a. **Next Board Meeting is scheduled for December 10, 2021, at 8:00 a.m.**

Secretary

President of the Governing Board