

UNADOPTED MINUTES

REGULAR MEETING: The regular meeting of the Board of Education was held at the date and location mentioned above.

A. CALL TO ORDER

1. Public Comment on Closed Session Topics:
The Board did not receive any public comments related to this agenda.

2. Adjourn to Closed Session - 5:30 PM
Board of Education Members present: Board President Heather Little, Board Vice President Jennifer Williams, Board Clerk Gary K. Lym, and Board Trustee Ryan LaLonde.

Staff present for Closed Session: Superintendent Pasquale Scuderi, Assistant Superintendent, Human Resources, Timothy Erwin; Assistant Superintendent, Business Services Shariq Khan

Items discussed in Closed Session:

Conference with Labor Negotiators – (Govt. Code, §54957.6, subd. (a))
Agency designated representative: Timothy Erwin, Assistant Superintendent, Human Resources:

- 1) Employee organizations: Alameda Education Association (AEA), California School Employees Association Chapter 27 (CSEA 27), California School Employees Association Chapter 860 (CSEA 860) and Executive Cabinet/Administrative and Supervisory/Confidential/Licensed/Unrepresented.
3. Reconvene to Public Session - 6:30PM
Board President Little reconvened the meeting at 6:30PM.

 4. Call to Order - Pledge of Allegiance
Board of Education President Heather Little led the Pledge of Allegiance

 5. Introduction of Board Members and Staff:
Board of Education Members present: Board President Heather Little, Board Vice President Jennifer Williams, Board Clerk Gary K. Lym, and Board Trustee Ryan LaLonde.

Student Board Members present: Talia Kotovsky (Alameda High), Lianna Lau (ASTI), and Student Board Member Mirabelle Krueger (Encinal High).

AUSD staff members present: Superintendent Pasquale Scuderi, Assistant Superintendent, Human Resources, Timothy Erwin; Assistant Superintendent, Business Services Shariq Khan; Assistant Superintendent, Educational Services, Kirsten Zazo; Senior Manager of Community Affairs, Susan Davis and Senior Executive Assistant to the Superintendent, Kerri Lonergan.

6. Closed Session Action Report:
The Board did not take action in Closed Session.

B. MODIFICATION(S) OF THE AGENDA:

Board President Little asked the Board to modify the agenda to have the Board Vacancy Appointment item go first under General Business, followed by the seating of the new Board President and then the remaining three items.

Motion to modify the agenda to move General Business Item #5 to come first, followed by General Business Item #3, and then the Remaining Items.

MOTION: Member Little **SECONDED:** Member Williams

STUDENT BOARD MEMBER VOTES

AYES: Members Lau, Kruger, and Kotovsky

NOES:

ABSENT:

BOARD MEMBER VOTES

AYES: Members Little, Williams, Lym, and LaLonde

NOES:

ABSENT:

MOTION APPROVED

C. COMMUNICATIONS

1. Public Comments on Non-Agenda Items:
There were no public comments on non-agenda items.
2. Written Correspondence:
The Board received four emails regarding General Business item #5: *The Selection of a Provisional Appointee for the Vacant Board of Education Seat.*
3. Report from Employee Organizations:
Amy Keegan, President CSEA 27: Ms. Keegan announces Tara Shelton has been elected as the new VP of CSEA 27, there is a paraeducator conference in March, and applications for CSEA scholarships will open this winter.
4. Report from PTA Council:
Barbara Muramoto, President of Ruby Bridges Elementary PTA: Ms. Muramoto describes her school and some of its ongoing challenges, including vulnerable students, opportunity gaps among students, and funding challenges.

5. Board Members' Report:

Board President Heather Little: Board President Little wished everyone a safe and happy holiday season.

Board Clerk Gary K. Lym: Board Clerk Lym wished everyone a wonderful winter holiday.

Board Member Ryan LaLonde: Board Member LaLonde wished everyone a safe and healthy holiday season. Board Member LaLonde stated last week he and other Board members attended the Annual CSBA Education Conference. Board Member LaLonde enjoyed engaging with other Board members from around the state. Board Member LaLonde congratulates Tara Shelton at Edison Elementary School who was just elected Vice President of CSEA 27.

Board Vice President Jennifer Williams: Board Vice President Williams wished a very happy holiday break to families, staff, and students. Board Vice President Williams stated starting in January at all our Board meetings we will be taking a deep dive into our budget so we can look at things closely. Board Vice President Williams stated the Board and AUSD leadership must make tough decisions by June, and this will help us to be prepared and it will help our community know what is going on.

6. Superintendent's Report:

Superintendent Pasquale Scuderi: Superintendent Scuderi wished everyone a happy holiday season, and he stated the New Year will require "sustained and thoughtful focus" due to looming state budget cuts. Superintendent Scuderi also stated that he wanted to be very open and transparent about the fiscal challenges AUSD will be navigating in January.

7. Student Board Members' Report:

Lianna Lau (ASTI): Student Board Member Lau announced that ASTI has their last and final SSC meeting of the year. Student Board Member Lau stated college finals and ASTI finals are coming next week. Student Board Member Lau announced the application for ASTI is still available for incoming 9th grade students for the 2024-2025 school year. Student Board Member Lau congratulated Peralta Chancellor Dr. Jannet Jackson on her retirement.

Talia Kotovsky (Alameda High School): Student Board Member Kotovsky announced that Spirit Week is underway. There is a Diversity Club Trivia Day on Friday, this Thursday is the Annual Winter Dance Showcase.

Mirabelle Kruger (Encinal High School): Student Board Member Kruger announced finals are next week, the Health Center is doing a De-Stress Event at lunch tomorrow ahead of finals, this week is the last Spirit Week of 2023, and donation drives end this Friday.

D. ADOPTION OF THE CONSENT CALENDAR

1) Certificated Personnel Actions

- 2) Classified Personnel Actions
- 3) Approval and Acceptance of Donations
- 4) Approval of 2024 Schedule of Board of Education Meetings
- 5) Approval of Bill Warrants and Payroll Registers
- 6) Approval of Facilities Bond Measure I and Measure B Contracts (Standing Item)
- 7) Approval of New Course Description for AUSD High Schools: AP African American Studies
- 8) Approval of Revised Job Description: Coordinator- Early Childhood Education
- 9) Approval of Special Education Local Plan Area Master Contracts
- 10) Approval of Superintendent's Recommendation to Appoint Members to the Parcel Tax Oversight Committee
- 11) Ratification of Contracts Executed Pursuant to Board Policy 3300
- 12) Resolution No. 2023-2024.28 Approval of Budget Transfers, Increases, Decreases
- 13) Resolution No. 2023-2024.27 Appointment of Board Secretary
- 14) Resolution No. 2023-2024.33 Annual Signature Card for AUSD Board of Education Trustees

Motion to adopt the Consent Calendar.

MOTION: Member Williams

SECONDED: Member LaLonde

STUDENT BOARD MEMBER VOTES

AYES: Members Lau, Kruger, and Kotovsky

NOES:

ABSENT:

BOARD MEMBER VOTES

AYES: Members Little, Williams, Lym, and LaLonde

NOES:

ABSENT:

MOTION APPROVED

E. GENERAL BUSINESS

1. Deliberation and Selection of Provisional Appointee for Vacant Board of Education Seat

With the recent resignation former Board Vice President Megan Sweet on October 26th, there is currently a vacant seat on the Board of Education. Education Code gives the Board two options for filling the vacant seat: calling a special election, or appointing an applicant. At its Special meeting on November 3rd, the Board voted unanimously to use the appointment method to make a provisional appointment of a new Board member who will fill former

Board Vice President Sweet's vacancy on the Board until the end of her term, which is November 2024.

Applications for the vacant seat were made available to the public on November 6th. Applications were due back by 5pm on December 6th. Eleven people applied for the position. The eleven candidates are (in alphabetical order):

1. Joyce Boyd
2. Lee Conway
3. Marnie Curry
4. Dan Hurst
5. Shulin Lin
6. Barb McClung
7. David Nelsen
8. ~~Elena Rivkin~~ (*application withdrawn*)
9. Margie Sherratt
10. ~~Jeff Smith~~ (*eligibility not able to be determined*)
11. Alanna (Alex) Spehr

At a Special Board meeting held on December 8th:

- Candidates who attended the in-person meeting gave a three-minute opening statement.
- Each candidate answered a question posed by the Board.
- Board President Heather Little provided an opportunity for public comment.
- The Board discussed the candidates and deliberated with the hope of coming to a consensus on a candidate to be appointed as a provisional Board member.

The provisional Board member will be sworn in at the Board's January 9th meeting.

Public Comments:

Olivia Higgins, parent of AUSD students and Founding Member of the LGBTQ Round Table: Ms. Higgins asked the Board to select candidate Barb McClung to fill the vacant seat left by Dr. Megan Sweet when she resigned from the Board.

Krista Arrington, AUSD Psychologist: Ms. Arrington asked the Board to select candidate Barb McClung to fill the vacant seat left by Dr. Megan Sweet when she resigned from the Board.

Board members discussed the many attributes of the Board candidates, and they came to a consensus on this being the most experienced and knowledgeable group of candidates they have seen.

Board members let all candidates know they would love to see the candidates who were not selected at this time, be involved in other District committees.

Motion to nominate Margie Sherratt as the Provisional Board of Education member.

MOTION: Member LaLonde

SECONDED: Member Williams

STUDENT BOARD MEMBER VOTES

AYES: Members Lau, Kruger, and Kotovsky

NOES:

ABSENT:

BOARD MEMBER VOTES

AYES: Members Little, Williams, Lym, and LaLonde

NOES:

ABSENT:

MOTION APPROVED

2. Recognition of Outgoing Board President, Acknowledgement of Incoming Board President and Vice President, and Election of Board Clerk

The Board has designated today's meeting as the annual organizational meeting required by section 35143 of the Education Code. Section 35143 states that the Board shall elect officers at its annual organizational meeting. One such officer is the Board Clerk.

Board Bylaw 9123 states that the duties of the Clerk shall be to:

1. Certify or attest to actions taken by the Board when required.
2. Maintain such other records or reports as required by law.
3. Sign documents on behalf of the district as directed by the Board.
4. Serve as presiding officer in the absence of the President and Vice President.
5. Notify Board members and members-elect of the date and time for the annual organizational meeting.
6. Perform any other duties assigned by the Board.

Motion to elect Ryan LaLonde as the Board Clerk.

MOTION: Member Williams

SECONDED: Member Little

STUDENT BOARD MEMBER VOTES

AYES: Members Lau, Kruger, and Kotovsky

NOES:

ABSENT:

BOARD MEMBER VOTES

AYES: Members Little, Williams, Lym, and LaLonde

NOES:

ABSENT:

MOTION APPROVED

Board President Heather Little left the meeting at 7:23pm

3. Approval of First Interim Budget and Resolution No. 2023-2024.29 Designating Certain General Funds as Committed Fund Balance

Shariq Khan, Assistant Superintendent, Business Services, gave the Board information on the First Interim Budget. Twice during the fiscal year, school districts are required to submit a financial report certifying the district's ability to meet its financial obligations for the current and two subsequent years. The reports examine the district's attendance, spending patterns, fund balance, reserve for economic uncertainties, and multi-year projections. Staff will present the 2023-2024 First Interim which reports the district's financial position as of October 31, 2023.

Resolution No. 2022-2023.72 was approved with the 2023-2024 budget adoption at the June 27, 2023 Board of Education meeting to maintain a prudent level of financial resources and to comply with the requirements of the Government Standards Accounting Board (GASB) statement number 54. Resolution No. 2022-2023.72 authorized and directed the district Superintendent or designee to finalize the amounts to be committed for the purposes directed within based on the unaudited actual financial report for fiscal year 2022-2023 no later than September 15, 2023.

Therefore at the Board's September 12, 2023 meeting, Resolution No. 2023-2024.11 was presented and approved to adhere to that requirement.

The attached Resolution No. 2023-2024.29 presents updated committed fund balance amounts, purposes and justifications since September 12, 2023, and its adoption by the Board is required as a successor resolution in order to revise the fund commitments as indicated.

Public Comments:

Joyce Boyd, parent of AUSD student: Ms. Boyd shared that other districts in the Bay Area are struggling to maintain solvency. Ms. Boyd shared that SFUSD is facing huge budget cuts and they have many unstaffed positions they can't afford to fill. Ms. Boyd thanked Mr. Khan and the Fiscal team in AUSD for their hard work.

Motion to Approve of First Interim Budget and Resolution No. 2023-2024.29 Designating Certain General Funds as Committed Fund Balance

MOTION: Member Lym **SECONDED:** Student Board Member Kotovsky

STUDENT BOARD MEMBER VOTES

AYES: Members Lau, Kruger, and Kotovsky

NOES:

ABSENT:

BOARD MEMBER VOTES

AYES: Members Williams, Lym, and LaLonde

NOES:

ABSENT: Member Little

MOTION APPROVED

4. Resolution 2023-2024.30 Adoption of Wood Middle School Measure B Modernization and New Construction Phase 1: Initial Study and Mitigated Negative Declaration

The district is in the process of constructing a replacement building and modernizing the site at Wood Middle School located at 420 Grand Street. Due to its scope, this project requires a California Environmental Quality Act (CEQA) review.

The district contracted with consultants Brelje & Race Consulting Engineers (“Brelje & Race”) to conduct the CEQA process. At the November 14, 2023, Board of Education meeting, Brelje & Race presented the Initial Study (“IS”) as a platform for the Board to receive public comment on the project.

In accordance with State CEQA guidelines, on November 3, 2023, a Notice of Intent to Adopt a Mitigated Negative Declaration (“MND”) was published to inform agencies and interested parties that the district was releasing an IS and Proposed MND for the project. The Notice informed the public of the 30-day public review through December 3, 2023, and provided details on how to provide comments. The Notice was communicated through the following channels:

1. Mailed to all properties within 500 feet of Wood Middle School and the future Phase 2 athletic stadium site
2. Posted at the County Clerk’s office
3. Posted at Wood Middle School
4. Posted at the District Office
5. Published in the Alameda Times-Star,
6. Published on the District website
7. Mailed to concerned public agencies, such as the City of Alameda, tribal agencies, and EBMUD

Tonight, representatives from Brelje & Race will return to address the comments received and subsequent mitigation measures taken.

Based on recommendation from Brelje & Race, the district finds the impact of the project to be of No Impact, Less Than Significant Impact or Less than Significant Impact with the incorporation of mitigation, and therefore, staff recommends the Board adopt the proposed MND.

Public Hearing Opened: 7:47pm
No public comments
Public Hearing Closed: 7:48pm

Motion to Approve Resolution 2023-2024.30 Adoption of Wood Middle School Measure B Modernization and New Construction Phase 1: Initial Study and Mitigated Negative Declaration

MOTION: Member LaLonde

SECONDED: Member Lym

STUDENT BOARD MEMBER VOTES

AYES: Members Lau, Kruger, and Kotovsky

NOES:

ABSENT:

BOARD MEMBER VOTES

AYES: Members Williams, Lym, and LaLonde

NOES:

ABSENT: Member Little

MOTION APPROVED

5. Resolution No. 2023-2024.31 Annual Accounting for Developer Fees for Fiscal Year 2022-2023 Collected by the District in Account: Fund 25
Government Code sections 66001 and 66006 imposed detailed requirements on public agencies that levy development fees. These sections require school districts collecting statutory school facilities fees to make an annual accounting of those fees available to the public within 180 days of the end of the fiscal year which is on or before December 28, 2023. The annual accounting must then be reviewed by the governing board at its next regularly scheduled meeting, at least 15 days after the accounting was made available to the public.

Attached to the agenda item online are as follows:

- Resolution No. 2023-2024.31
- Exhibit A - 2022-2023 Developer Fee Annual Report
- Exhibit B - Capital Facilities Fund 25 posted on November 22, 2023

By disclosing the reports, the District will have met the requirements of Government Code sections 66001 and 66006.

Public Hearing Opened: 8:12pm

No public comments

Public Hearing Closed: 8:48pm

Motion to Approve Resolution 2023-2024.30 Adoption of Wood Middle School Measure B Modernization and New Construction Phase 1: Initial Study and Mitigated Negative Declaration

MOTION: Member LaLonde

SECONDED: Student Board Member Lau

STUDENT BOARD MEMBER VOTES

AYES: Members Lau, Kruger, and Kotovsky

NOES:

ABSENT:

BOARD MEMBER VOTES

AYES: Members Williams, Lym, and LaLonde

NOES:
ABSENT: Member Little

MOTION APPROVED

- F. ADJOURNMENT** – Board President Jennifer Williams adjourned the meeting at 8:16pm.

Respectively Submitted,

Kerri Lonergan
Senior Executive Assistant
Alameda Unified School District

