

MINUTES
REGULAR MEETING OF THE BOARD OF EDUCATION
SILVER VALLEY UNIFIED SCHOOL DISTRICT
August 2, 2022

1.0 CALL TO ORDER – CLOSED SESSION

The meeting was Called to Order at 5:30 p.m. by Board President Karen Gray.

A) Public Comments

1.1 Public Comments on Closed Session Items

There were no comments made from the public on Closed Session items.

B) Closed Session Items

1.2 Public Employee Discipline/Dismissal/Release/Reassignment/Transfer/Resignation

Recommendation: The Board will discuss and determine if action is necessary.

1.3 Conference with Labor Negotiator: Agency – Silver Valley Education Association (SVEA): Negotiator: Marc Lacey

Recommendation: The Board will discuss and determine if action is necessary.

1.4 Conference with Labor Negotiator: Agency - Classified School Employees Association (CSEA): Negotiator: Marc Lacey

Recommendation: The Board will discuss and determine if action is necessary.

2.0 CALL TO ORDER – OPEN SESSION

The Board reconvened to Open Session and was Called to Order at 6:03 p.m. by Board President Karen Gray.

A) Pledge of Allegiance

Board Member Mark Staggs led the Pledge of Allegiance.

B) Roll Call

Upon the roll being called, the following Board Members were present: Brian Boatwright, Karen Gray, Lynn McKee, Heather Reid, and Mark Staggs.

In addition, the following staff members were present: Jesse Najera, Superintendent; Jeff Youskievicz, Asst. Superintendent Educational Services; Marc Lacey, Asst. Superintendent Administrative Services; Robert Saffel, Sr. Director Technology Maintenance and Operations, and Robin Schreiner, Sr. Director Business Services.

Martha Bootsma, Administrative Assistant, was also present to record the minutes.

3.0 ADOPTION OF AGENDA

3.1 Adoption of Agenda

Recommendation: Administration recommends that the Governing Board of Trustees adopt the agenda as presented.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Heather Reid) Seconded to approve the ORIGINAL motion 'Administration recommends that the Governing Board of Trustees adopt the agenda as presented'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

4.0 COMMUNICATIONS

A) Public Comments

4.1 Public Comments on Agendized or Non-Agendized Items

Diana Sandridge made a request for a copy of the deferred maintenance plan.

B) Board

4.2 Board Member Reports

- Board Member Lynn McKee shared that the speaker for the Leadership Retreat was amazing and will not forget what she learned at that event. She also shared that it was great meeting the extended family members at this event and it was a great way to start the beginning of the school year, and hopes that the rest of the school year goes as well.
- Board Member Mark Staggs shared that the speaker for the Leadership Retreat in Big Bear was excellent. He also shared that he was at the AEC campus today and it was nice to see students and parent on campus, and the campus looks nice.
- Board Member Heather Reid welcomed everyone back and hoped all had a restful summer. She also wished everyone a good school year.
- Board Member Brian Boatwright echoed everyone else's comments and welcomed everyone back and hopes all will have a great school year.
- Board President Karen Gray also echoed the others comments, and congratulated all those who received awards this morning for the years of service given.

C) Administration

4.3 Superintendent's Report

Superintendent Jesse Najera thanked Col. Clarke and the leadership of Fort Irwin for the opportunity to participate in their town hall event, this is greatly appreciated. Also, the Ft. Irwin Back-to-School Bash last Saturday was outstanding. It was fun interacting with the families and it was a great opportunity for us to connect.

Superintendent Jesse Najera had the opportunity to visit all seven sites to welcome everyone back and to hand out awards, and to deliver the message of thank you to everyone for getting through last year, and congratulated every school for receiving the Purple Star Award.

Lastly, Superintendent Jesse Najera announced Walter Mennecke as the recipient of the Jill S. Kemock Award, and Tami Lash as the recipient of the John Murphy Award.

4.4 Enrollment/ADA Report

Current enrollment is at 1920 students.

4.5 Legislation Updates

No updates were given

4.6 SVUSD Soundbites

Jeff Youskievicz shared that we had the opportunity to invite our teachers, especially our new teachers, to attend professional development before the school year started. They had received technology training, the Special Education teachers got to work with Cheri, there was structured literacy training for grades TK-3 teachers and training given on new materials, and it was a great opportunity to onboard our teachers with what we do here at Silver Valley as we begin a new school year.

Marc Lacey thanked Robert, Matt, and the grounds, maintenance, custodial, and technology staff for all of the work they had done throughout the summer. They've worked hard preparing the sites, and the sites look great and the crews were outstanding!

D) Military Reports

4.7 Fort Irwin Commanding General's Representative Comments

Fort Irwin Commanding General's Representative stated they are back from block leave, and there was a big turnover over the summer. Rotations are back in session and starting mid-September and mid-November there will be a lot of EV's and VIP's visiting Fort Irwin but should not affect routine business.

On 1 September, 2022, they will begin a new engagement called "Fort Irwin Chambers", and would like one representative for every partnership they have with Fort Irwin to attend this meeting once a month. Mrs. Murray, SLO could be the representative for the schools if we desire. This will be a way for them to engage with each other, and to communicate expectations, calendar events, help advertise different things that are going on, as well as support for events such as the Military Appreciation Month.

Their next "town hall" is scheduled for August 23rd and would like to have representation from SVUSD for that to answer any school related questions that might come up.

The next two big events coming up will be their Flea Market/Homemade Business Fair in August 20th and their Oktoberfest is schedule for September 17th.

4.8 Fort Irwin School Liaison Officer Comments

Fort Irwin School Liaison Officer, Pamela Murray, stated they are starting the school year with three MFLACs, one for FIMS, one for TVIS and one for SVHS. Ms. Carol will continue to support LES until they find someone for there.

4.9 MCLB School Liaison Officer Comments

MCLB School Liaison Officer, Adam Diaz was not present.

E) Certificated/Classified Reports

4.10 CSEA Representative Report

CSEA Representative, Matt Matteson, stated they are doing the best they can to get things ready for the start of school.

4.11 SVEA Representative Report

SVEA Representative was not present.

5.0 PUBLIC HEARING

5.1 Variable Term Waivers for the 2022-2023 School Year

California law requires a public hearing on variable term waivers for educators employed in positions not fully meeting California credential requirements.

Recommendation: The Board of Trustees will adjourn to a Public Hearing to provide an opportunity for the Board to receive input concerning the application for Variable Term Waivers for the attached list of employees.

Public Hearing opened at 6:16 p.m., no comments were made, Public Hearing closed at 6:17 p.m.

5.2 Provisional Intern Permits 2022-2023 School Year

California law requires a public hearing on Provisional Intern Permits for educators employed in positions not fully meeting California credential requirements.

Recommendation: The Board of Trustees will adjourn to a Public Hearing to provide an opportunity for the Board to receive input concerning the applications for Provisional Intern Permits for the attached list of employees.

Public Hearing opened at 6:17 p.m., no comments were made, Public Hearing closed at 6:17 p.m.

5.3 Public Hearing to consider services through a Turnkey Design and Construction Energy Services Agreement (“Contract”) with Schneider Electric Buildings Americas, Inc.

Public hearing to consider the acquisition of certain energy conservation services and measures through a Turnkey Design and Construction Energy Services Agreement (“Contract”) with Schneider Electric Buildings Americas, Inc., a Delaware corporation, pursuant to the provisions of California Government Code Sections 4217.10 through 4217.18.

The Act authorizes the District to enter into a Turnkey Design and Construction Energy Services Agreement (“Contract”) for the construction of energy conservation services, including HVAC replacement, on terms that the Board holds a public hearing on the issue and determines that the anticipated cost to the District for conservation services will be less than the anticipated cost to the District of electrical or other energy that would have been consumed by the District in the absence of those purchases.

Public Hearing opened at 6:17 p.m., no comments were made, Public Hearing closed at 6:18 p.m.

6.0 CONSENT AGENDA

6.1 Approval of Consent Agenda

Items listed under Consent Agenda are considered routine and will be approved by a single motion. There will be no separate discussion of these items; however, any item may be removed from the Consent Agenda upon the request of any member of the Board and action upon separately.

Recommendation: It is recommended that the Governing Board of Trustees approve the Consent Agenda as submitted.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the Consent Agenda as submitted'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

A) Business Services

6.2 Consider Approval of Board Payment and Purchase Order Reports

The Governing Board must approve/ratify all purchase orders and payments. The payments detailed here cover the period June 15, 2022 through July 26, 2022.

Recommendation: It is recommended that the Governing Board of Trustees approve the purchase order and payment reports as presented.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the purchase order and

payment reports as presented'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

6.3 Acceptance of Donations

It is not unusual for organizations, businesses, and individuals to make donations of either cash or merchandise to a public entity. Naturally, this benefits our schools and we are most grateful for the generosity of all our benefactors.

Recommendation: It is recommended that the Governing Board of Trustees accept the donations as presented.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees accept the donations as presented'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

B) Personnel

6.4 Classified Personnel Recommendations

The Classified Personnel Recommendations pertains to the employment matters of Classified and Classified Management employees.

Recommendation: It is recommended that the Governing Board of Trustees approve the Classified Personnel Recommendations as submitted.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the Classified Personnel Recommendations as submitted'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0 The motion Carried 5-0.

6.5 Certificated Personnel Recommendations

The Certificated Personnel Recommendations pertains to the employment matters of Certificated employees.

Recommendation: It is recommended that the Governing Board of Trustees approve the Certificated Personnel Recommendations as submitted.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the Certificated Personnel Recommendations as submitted'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

C) General Business

6.6 Approval of the SVUSD Regular Board Meeting Minutes for June 14, 2022 and June 21, 2022

The Governing Board of Trustees is asked to approve the Minutes of the June 14, 2022 and the June 21, 2022 SVUSD Regular Board meetings as submitted.

Recommendation: It is recommended that the Governing Board of Trustees approve the minutes from the June 14, 2022 SVUSD Regular Board meeting, and the June 21, 2022 SVUSD Regular Board meeting.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the minutes from the June 14, 2022 SVUSD Regular Board meeting, and the June 21, 2022 SVUSD Regular Board meeting'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

6.7 Consider Approval of Bus Routes Developed by First Student for Fiscal Year 2022-2023 School Year

Each year the Governing Board is asked to approve the bus routes developed by First Student, Inc.

Recommendation: It is recommended that the Governing Board of Trustees approve the bus routes for the 2022-2023 school year developed by First Student.

Note: Changes had to be made to the bus routes after the posting of the board agenda. Attached is the updated bus routes for the 2022-23 school year.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the bus routes for the 2022-2023 school year developed by First Student'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

7.0 PERSONNEL

7.1 Create one (1) Categorical Instructional Aide for Yermo School

Due to the amount of Transitional Kindergarten students enrolled at Yermo School and the mandated 12:1 adult to student ratio, we must provide Aides in those classrooms. Small class sizes are optimal to give the Transitional Kindergarten students the attention they need.

Recommendation: Administration recommends that the Board of Trustees approve the creation of one (1) Categorical Instructional Aide at Yermo School for 6 hours per day, 184 days per year, and placed on Range 18 of the classified hourly salary schedule.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'Administration recommends that the Board of Trustees approve the creation of one (1) Categorical Instructional Aide at Yermo School for 6 hours per day, 184 days per year, and placed on Range 18 of the classified hourly salary schedule'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

7.2 Variable Term Waivers for the 2022-2023 School Year

The attached list of employees are enrolled in programs or just getting into their program and working on completing credential requirements.

Recommendation: Administration recommends that the Board of Trustees approve the Variable Term Waiver requests for the attached list of employees for the 2022-2023 school year.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'Administration recommends that the Board of Trustees approve the Variable Term Waiver requests for the attached list of employees for the 2022-2023 school year'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

7.3 Provisional Intern Permits 2022-2023 School Year

The attached list of teachers have met subject matter requirements. Their next steps will be to select and enroll in a credential program.

Recommendation: Administration recommends that the Board of Trustees approve the request for Provisional Intern Permits for the attached teachers for the 2022-2023 school year.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'Administration recommends that the Board of Trustees approve the request for Provisional Intern Permits for the attached teachers for the 2022-2023 school year'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

7.4 Appointment of Silver Valley High School Assistant Principal

Administration will make a recommendation for Assistant Principal at Silver Valley High School.

Recommendation: Administration recommends the Governing Board appoint Alissa Mogan as Assistant Principal at Silver Valley High School. Her start date will be July 11, 2022 and she will be placed on Step 1 of the Management/Confidential Salary Schedule.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'Administration recommends the Governing Board appoint Alissa Mogan as Assistant Principal at Silver Valley High School. Her start date will be July 11, 2022 and she will be placed on Step 1 of the Management/Confidential Salary Schedule'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

8.0 BUSINESS SERVICES

8.1 Consideration of approval of the 45-Day Revision to the 2022-23 Budget

California Education Code, Section 42127(h) requires that "Not later than 45 days after the Governor signs the annual Budget Act, the school district shall make available for public review any revisions in revenues and expenditures that it has made to its budget to reflect the funding made available by that Budget Act".

Due to the significant changes in the final Governor's budget, it is necessary to share this proposed Budget Revision and how it reflects the impact of the Adopted State Budget upon the District's Budget.

8.2 Recommend Board Approval of Silver Valley HS Carpet Flooring with Lyon's Floor Covering

As part of Silver Valley's USD ongoing facilities improvement plan, the Silver Valley High School is in need of carpet replacement in several classrooms. Classrooms A1, G1-G4, and H1-H5 will receive new carpet and coping.

Lyon's Floor Covering is a local business, that has prior experience with the District.

Recommendation: It is recommended that the Governing Board of Trustees approve the contract for new carpet at Silver Valley HS with Lyon's Floor Covering.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the contract for new carpet at Silver Valley HS with Lyon's Floor Covering'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

8.3 Recommend Board Approval of District Office Parking Lot Paintwork with Paint and Décor

As part of Silver Valley's ongoing facility improvements, we have taken note of faded parking lot lines at various school sites. Clear and visible parking lot lines help reduce injury and increase safety.

The District Office is on the list to have parking lot lines repainted or restriped.

Paint and Decor has prior experience with the District, and will be re-stripping the DO parking lot.

Recommendation: It is recommended that the Governing Board of Trustees approve the contract for parking lot paintwork at the District Office with Paint and Décor.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the contract for parking lot paintwork at the District Office with Paint and Décor'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

8.4 Recommend Board Approval of Yermo School Parking Lot Paintwork with Bradley General Building

As part of Silver Valley's ongoing facility improvements, we have taken note of faded parking lot lines at various school sites. Clear and visible parking lot lines help reduce injury and increase safety.

Yermo School is on the list to have parking lot lines repainted / or restriped.

Bradley General Building has prior experience with the District, and is able to re-stripe the Yermo School parking lot before school starts.

Recommendation: It is recommended that the Governing Board of Trustees approve the contract for parking lot paintwork with Bradley General Building.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the contract for parking lot paintwork with Bradley General Building'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

8.5 Recommend Board Approval of Sports Field Annual Maintenance Services with Athletic Field Specialists

Silver Valley USD has made long-term investments with the Silver Valley High School Sports Fields, to help promote student involvement and safety within our sports programs.

In order to maintain healthy and safe natural grass turf fields, it requires additional annual services. Athletic Field Specialists, the original installer of the High School's sports fields, has provided a list of services to help keep our fields in top shape. Some items on the list, our SVUSD grounds staff can perform, other items such as dethatching, verti-cutting, laser grading, infield, outfield, and track tune-ups cannot be performed in-house.

These services do not include irrigation work, however, that is one area that the baseball fields may require work on.

Recommendation: It is recommended that the Governing Board of Trustees approve for the sports field annual maintenance services with Athletic Field Specialists.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve for the sports field annual maintenance services with Athletic Field Specialists'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

8.6 Resolution No. 22-23-01 Authorizing Turnkey Design and Construction Energy Services Agreement with Schneider Electric Buildings Americas, Inc.

The Board shall consider whether to approve the Amendment and Notice to Proceed with the Construction Phase (this "Construction Amendment") by and between the Silver Valley Unified School District, a California School District ("Public Agency"), and Schneider Electric Buildings Americas, Inc., a Delaware corporation ("Design/Builder").

This agreement is for HVAC Replacement for Silver Valley High School buildings "A" and "B", along with testing, air balancing, and cleaning of air ducts.

Recommendation: It is recommended by the Administration that the Governing Board of Trustees adopt and approve Resolution No. 22-23-01 which authorizes a Turnkey Design and Construction Energy Services Agreement with Schneider Electric Buildings Americas, Inc.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended by the Administration that the Governing Board of Trustees adopt and approve Resolution No. 22-23-01 which authorizes a Turnkey Design and Construction Energy Services Agreement with Schneider Electric Buildings Americas, Inc.'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

9.0 GENERAL BUSINESS

9.1 School Attendance Review Board (SARB) Members for the 2022-23 School Year

Each year the District appoints members from various county and military offices, as well as district employees, as members of the School Attendance Review Board (SARB). This panel hears cases, which parents and students attend, of students who are having attendance and/or behavioral problems at school. Many of the panel members have been part of the SARB in the past.

The panel's responsibility is to help the parents and students in any way they can to encourage students to attend school or behave in class. The individuals who sit on the panel are in positions to be able to offer help in the form of programs their organizations offer to both, parents and students, as well as accountability. The list of members includes:

- Jeff Youskievicz, Asst. Superintendent of Educational Services
- Cheri Rigdon, Director of Student Services - SARB Facilitator
- Brice Scott, Alternative Education Center Principal - Alternate SARB Facilitator
- Kami Murphy, Director of Student Health and Wellness
- Tami Lash - District Nurse
- Pamela Murray - School Liaison Officer - Ft. Irwin
- Adam Diaz - School Liaison Officer - MCLB
- Jennifer Roth - Deputy District Attorney
- Barbara Pitts - Greater Hope Foundation
- Victoria Becerra - San Bernardino County Probation Department
- Martha Bootsma - SARB Secretary

Recommendation: It is recommended by Administration that the Governing Board of Trustees approve the appointment of the individuals listed above as members of the School Attendance Review Board for the 2022-23 school year.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended by Administration that the Governing Board of Trustees approve the appointment of the individuals listed above as members of the School Attendance Review Board for the 2022-23 school year'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

9.2 Annual Review of BP/AR 5116.1 Intradistrict Open Enrollment and BP/AR 6145 Extracurricular and Co-Curricular Activities

California Education Code No. 35160.5 requires Boards to review certain policies annually. These policies include:

- 1) Participation in extracurricular and co-curricular activities in grades 6-12 (BP 6145), and
- 2) Open enrollment with the district for residents of the district (BP 5116.1)

The Extracurricular and Co-Curricular Activities Policy and Regulation (BP/AR 6145) have been reviewed by administration and there are no recommended changes.

Recommendation: It is recommended that the Governing Board review and approve the SVUSD BP/AR 5116.1 Intradistrict Open Enrollment and BP/AR 6145 Extracurricular and Co-Curricular Activities, which are required to be reviewed annually.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board review and approve the SVUSD BP/AR 5116.1 Intradistrict Open Enrollment and BP/AR 6145 Extracurricular and Co-Curricular Activities, which are required to be reviewed annually'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

10.0 BOARD POLICIES, FIRST READING

10.1 First Reading, Board Policy/Administrative Regulation 3530 Risk Management/Insurance

The policy has been updated to address the basis upon which insurance decisions should be made and the provision of safety-related training and protective equipment for staff. Also, it has been updated to delete material regarding the removal of an insurance agent as being implicit in a governing board's authority and explicit in insurance contracts. Timeline for reporting to the board on risk management activities revised from twice a year to periodically to give boards flexibility based on district need.

The regulation has been updated to provide more detail in the list of risk management procedures, including examples of methods for identifying risks in district operations, the prioritization of risks based on the frequency and potential impact, and examples of strategies to prevent loss. Also, optional language has been added regarding the documentation of safety incidents.

Recommendation: It is recommended that the Governing Board of Trustees approve the first reading of Board Policy and Administrative Regulation 3530 Risk Management/Insurance.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the first reading of Board Policy and Administrative Regulation 3530 Risk Management/Insurance'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

10.2 First Reading, Board Policy/Administrative Regulation 6158 Independent Studies

The policy was updated to reflect NEW LAW (AB 167, 2021) which relaxes certain independent study (IS) requirements with respect to any student who is unable to attend in-person instruction due to a quarantine or school closure during the 2021-22 school year and to incorporate California Department of Education program clarifications, including that a district is permitted to (1) require students who cannot participate in classroom-based instruction during the school year due to quarantine or school closure because of infection with or exposure to COVID-19 to participate in IS, (2) claim apportionment credit for such students' participation in IS for fewer than the minimum three consecutive days generally required for IS, and (3) obtain a signed written agreement from each participating student not later than 30 days after IS begins, rather than before a student may participate in IS.

The regulation was updated to reflect NEW LAW (AB 167, 2021) which permits districts to offer Independent Study (IS) to students who are unable to attend in-person instruction due to a quarantine pursuant to local or state public health guidance because of exposure to or infection with COVID-19. The regulation was also revised to clarify that a student must be enrolled in school in order to participate in IS.

Recommendation: It is recommended that the Governing Board of Trustees approve the first reading of Board Policy and Administrative Regulation 6158 Independent Studies.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the first reading of Board Policy and Administrative Regulation 6158 Independent Studies'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

10.3 First Reading, Exhibit 9270 Conflict of Interest

The Exhibit is updated to reflect changes in designated position titles.

Recommendation: It is recommended that the Governing Board of Trustees approve the first reading of Exhibit 9270 Conflict of Interest Code.

ORIGINAL - Motion

Member (Mark Staggs) Moved, Member (Brian Boatwright) Seconded to approve the ORIGINAL motion 'It is recommended that the Governing Board of Trustees approve the first reading of Exhibit 9270 Conflict of Interest Code'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

11.0 FUTURE AGENDA ITEMS REQUESTED

11.1 Items for future Board Meetings

No future board items were requested.

12.0 CLOSED SESSION

The Board did not return to Closed Session.

13.0 RECONVENE TO PUBLIC SESSION

Not applicable

14.0 REPORT OF CLOSED SESSION ACTION

There were no Closed Session Actions to report.

15.0 ADJOURNMENT

15.1 Adjournment of the SVUSD Regular Board Meeting

Recommendation: It is recommended that the Governing Board approve the adjournment of the SVUSD Board Meeting.

NEW - Motion

Member (Lynn McKee) Moved, Member (Mark Staggs) Seconded to approve the NEW motion 'It is recommended that the Governing Board approve the adjournment of the SVUSD Board Meeting at 6:43 pm'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5-0.

Respectfully Submitted:



Jesse M. Najera, Superintendent



Heather Rae Reid, Clerk of the Board

Date: 9/13/2022

SILVER VALLEY UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 22-23-01

RESOLUTION AUTHORIZING TURNKEY DESIGN AND CONSTRUCTION ENERGY SERVICES AGREEMENT

WHEREAS, the Silver Valley Unified School District (“District”) Board of Trustees (“Board”) has endorsed the goal of efficient school operations and directed staff to develop energy conservation practices for use in the District; and

WHEREAS, the Board wishes to further reduce the District’s energy consumption and to otherwise obtain cost savings related to energy use; and

WHEREAS, Government Code sections 4217.10 through 4217.18 authorize the Board to enter into one or more energy service contracts with any person or entity, pursuant to which that person or entity will provide electrical or thermal energy or conservation services to the District, which may comprise or include an energy conservation facility, if the anticipated cost to the District for thermal or electrical energy or conservation services provided under the contract(s) is less than the anticipated marginal cost to the District of thermal, electrical, or other energy that would have been consumed by the District in the absence of those energy service contracts; and

WHEREAS, the District selected Schneider Electric Buildings Americas, Inc. (“Contractor”) and entered into the Agreement for Turnkey Design and Construction Energy Services (“Agreement”), dated January 14th, 2022 pursuant to which Contractor performed an integrated energy assessment and presented District with recommendations for energy efficiency at Silver Valley High School (“Recommendations”); and

WHEREAS, based on these Recommendations, Contractor has proposed to the District Amendment No. 2 to the Agreement for Turnkey Design and Construction Energy Services (“Amendment No. 2”), attached hereto as Exhibit A, under the terms of which Contractor will install energy efficient upgrades; and

WHEREAS9, District plans to use funding available from Elementary and Secondary School Emergency Relief (ESSER Funds) in order to implement the energy efficiency upgrades, set forth in Exhibit A and Exhibit B; and

WHEREAS, the Analysis (“Energy Savings Projections”), attached here to as **Exhibit B**, demonstrates that the cost to the District for the thermal or electrical energy or conservation services provided thereunder is less than the anticipated marginal cost to the District of thermal, electrical, or other energy that would have been consumed by the District in the absence of the Contract (“Savings”).

NOW, THEREFORE, BE IT RESOLVED that it is found, determined and resolved by the Board of the District as follows:

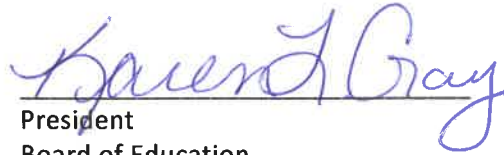
1. The above recitals are true and correct.
2. The District held a public hearing at a regularly scheduled meeting of the Board for which notice was given not less than two weeks in advance pursuant to Government Code Section 4217.12(a).
3. Based upon available information, including but not limited to reports, analysis and presentations by CONTRACTOR, and District staff, as reviewed by the Board in connection herewith, and as required by Government Code section 4217.12(a), the Board hereby finds and determines as follows:
 - a. The anticipated cost to the District for electrical energy and conservation services provided by the Energy Conservation Facilities under the Energy Services Contract will be less than the anticipated marginal cost to the District of electrical energy that would have been consumed by the District in the absence of the Project facilities and services; and
 - b. The fair rental value for the District's real property subject to the agreement between the District and CONTRACTOR for use in connection with the Energy Conservation Facilities is offset by below-market energy costs and other benefits provided under the Energy Services Design-Build Contract to the District and/or the public.
4. It is in the best interests of the District to authorize the District's Superintendent and designees to execute and deliver the Agreement with CONTRACTOR, substantially in the form presented to this Board at this meeting, to take all steps and perform all actions with respect to identifying and securing financing and/or sources of funds, including savings and other District funds, and returning to this Board with a recommendation concerning such financing, and to take any actions deemed necessary to protect the interests of the District.

PASSED AND ADOPTED by the Board of Education of the Silver Valley Unified School District, following a public hearing, at a regular meeting held on August 2nd, 2022, by the following vote:

AYES: 5
NOES: 0
ABSENT: 0
ABSTAIN: 0

DATED: 8/02/2022

SIGNED:

A handwritten signature in blue ink, reading "Lawrence Gray", written over a horizontal line.

President
Board of Education

Exhibit A: Agreement for Turnkey Design and Construction Energy Services
(Attached to Resolution)

Exhibit B: Price and Savings Projections

Project price: \$1,124,615

Facility Improvement Project					
Cashflow - 25 Years					
Project Price			Project Assumptions		
Turn-Key Project Price		\$ 1,124,615	Energy Savings	\$ 3,534	
			O&M Savings*	\$ 33,738	
			Utility Rate Escalation	4%	
			Inflation	3%	
Project Price		Project Savings			
Year	District Contribution	Energy Savings	O&M Savings*	Total Annual Savings	Cumulative Project Cash Flow
2023	0	\$1,124,615			\$0
2024	1	\$0	\$3,534	\$33,738	\$37,272
2025	2	\$0	\$3,675	\$34,751	\$75,698
2026	3	\$0	\$3,822	\$35,793	\$115,314
2027	4	\$0	\$3,975	\$36,867	\$156,156
2028	5	\$0	\$4,134	\$37,973	\$198,263
2029	6	\$0	\$4,300	\$39,112	\$241,675
2030	7	\$0	\$4,472	\$40,285	\$286,432
2031	8	\$0	\$4,651	\$41,494	\$332,577
2032	9	\$0	\$4,837	\$42,739	\$380,152
2033	10	\$0	\$5,030	\$44,021	\$429,203
2034	11	\$0	\$5,231	\$45,342	\$479,776
2035	12	\$0	\$5,440	\$46,702	\$531,918
2036	13	\$0	\$5,658	\$48,103	\$585,679
2037	14	\$0	\$5,884	\$49,546	\$641,110
2038	15	\$0	\$6,120	\$51,032	\$698,262
2039	16	\$0	\$6,365	\$52,563	\$757,190
2040	17	\$0	\$6,619	\$54,140	\$817,949
2041	18	\$0	\$6,884	\$55,765	\$880,598
2042	19	\$0	\$7,159	\$57,437	\$945,194
2043	20	\$0	\$7,446	\$59,161	\$1,011,801
2044	21	\$0	\$7,743	\$60,935	\$1,080,479
2045	22	\$0	\$8,053	\$62,763	\$1,151,296
2046	23	\$0	\$8,375	\$64,646	\$1,224,318
2047	24	\$0	\$8,710	\$66,586	\$1,299,614
2048	25	\$0	\$9,059	\$68,583	\$1,377,256
25 Year Totals					
		\$1,124,615	\$147,177	\$1,230,079	\$1,377,256

* O&M savings based on the California Energy Commission's recommendation that O&M savings constitute 3% of the project's price.