

MINUTES
REGULAR MEETING OF THE BOARD OF EDUCATION
SILVER VALLEY UNIFIED SCHOOL DISTRICT
September 10, 2024

1.0 CALL TO ORDER - CLOSED SESSION

Board President Karen Gray called the meeting to order at 5:30 PM.

A) Public Comments

1.1 Public Comments on Closed Session Items

No public comments were made.

B) Closed Session Items

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

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

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

1.5 Conference with Legal Counsel - Existing Litigation

Existing litigation pursuant to subdivision (c) of Section 54956.9 - One Case

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

2.0 CALL TO ORDER - PUBLIC SESSION

The Board reconvened to Open Session, and Board President Karen Gray called the meeting to order at 6:01 PM.

A) Pledge of Allegiance

Matt Matteson, SVUSD Employee 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.

Robert Saffel, Sr. Director of Technology, Maintenance, and Operations recorded the minutes

3.0 ADOPTION OF AGENDA

3.1 Adoption of Agenda

Recommendation: It is recommended by the Administration that the Governing Board of Trustees adopt the agenda as presented.

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 adopt the agenda as presented'. Upon a roll call vote being taken, the vote was: Aye: **2** Nay: **0**. The motion **Carried. 2 - 0**

4.0 COMMUNICATIONS

A) Student Reports

4.1 Student Representative Report - Silver Valley High School

Taylor Mogan, SVHS Student Representative, shared with the Governing Board events that have taken place at Silver Valley High School, and of upcoming events that will be happening. Some of the highlights were Anchors for Life, Back-to-School BBQ on August 20th, Senior trip, Cross Country, Volleyball, Military Appreciation Football game on 9/20, an upcoming blood drive, fall fest, PBIS awards, and homecoming.

B) Public Comments

4.2 Public Comments on Agendized or Non-Agendized Items

Public comments were made by Jonita Moore, CSBA Public Affairs Representative. Ms. Moore introduced herself to the Governing Board of Trustees and gave feedback regarding the services she offers.

C) Military Reports

4.3 Fort Irwin Garrison Command's Comments

Colonel Bomar, Fort Irwin's Commanding General's Representative, reported to the Board of Trustees about upcoming events taking place at Fort Irwin. Some events include the 9-11 Remembrance Walk taking place tomorrow and inviting anyone to attend, they will begin at 0900 at the fire station. They are also tracking the 9/20 Military Appreciation Football game, and one battalion will be supporting this event by providing military vehicles and such. Lastly, he mentioned that on 9/20 they will be having the Gold Star Walk beginning at 1500 in support of their families who have lost loved ones, and again, inviting anyone to attend if they would like, and ending the day with their annual October Fest in the evening.

4.4 Fort Irwin School Liaison Officer's Comments

Mrs. Pamela Murray, Fort Irwin's School Liaison Officer, shared with the Governing Board that September 23rd-31st is Red Ribbon Week, and will be reaching out to the schools to bring "goodies" for the students. She also thanked everyone who came out to support the mini-ball dance for their preschool to kindergarten-age children.

D) Administration Reports

4.5 Superintendent's Report

Superintendent Jesse Najera informed the Board of Trustees about the new law requiring Ethics Training for all Board members. AVUSD is offering this training on January 22nd or 23rd, in the afternoon and the Board members were asked to confirm their availability for either date. He will confirm the details of the training and get that information to them. In addition, he stated that if they are not able to attend they will need to find another training to attend.

Secondly, Mr. Najera informed the Board of Trustees of the recent passing of Principal Dr. Megan McIntosh and asked the room for a moment of silence. Mr. Najera then expressed his gratitude for the tremendous support received from Fort Irwin, including the Commanding General, the Colonel, the Command Sergeant Major, chaplains, and counselors, from start to finish. This support underscores the strong partnership we share. He also expressed how incredibly proud of the Silver Valley team's response, both at the hospital with the family and afterward. Special thanks to Mr. Y and Kami Murphy for leading a team in ensuring our staff and students were supported. He announced that April Palmer will be stepping in as Interim Principal for the rest of the school year and is already doing an outstanding job. Lastly, a Celebration of Life will be held at the high school this Saturday at 3:00 p.m.

4.6 Enrollment/ADA Report

The current enrollment is at 2160 students with an attendance rate of 95.07%. Jesse Najera shared that we are back to "before COVID" numbers which is great news.

4.7 Legislation Updates

Superintendent Jesse Najera shared that the Governor has a whole list of bills on his desk at this time that he needs to approve/veto, and it is important to advocate until he does so. On the Federal level, they have till September 30th for new funding there and most likely the CR will go forward.

Board member Karen Gray shared that it will be interesting to see what they will do with the COVID-19 money. The other item she is excited about is the SB 1315, the Archuleta Bill which has to do with how many reports we have to provide CDE, and hopefully that “mess” will be taken care of making it easier for the LEAs. This bill is currently on the Governor’s desk.

4.8 SVUSD Soundbites

Assistant Superintendent of Educational Services Jeff Youskievicz shared with the Governing Board that we conducted the Williams Act walkthroughs at the end of August to ensure all sites were in excellent condition and students had everything they needed as per Williams Act requirements. A big thank you goes to Robert, Walter, Fred, the maintenance and technology teams, as well as site principals and media techs, for ensuring everything was ready. The walkthroughs were a great success and are very proud of all the schools.

Assistant Superintendent of Administrative Services Marc Lacey announced that the PBIS Awards notifications were released, with TVIS receiving Platinum, LES, FIMS, and SVHS earning Gold, YER receiving Silver, and AEC awarded Bronze, and wanted to take a moment to recognize and congratulate them for this outstanding achievement!

E) Certificated/Classified Reports

4.9 CSEA Representative Report

There was no representative for CSEA present.

4.10 SVEA Representative Report

There was no representative from SVEA present.

F) Board

4.11 Board Member Reports

Board member Mark Staggs shared that the AEC Back-to-School night was a good turnout. The entire staff participated and it was a good event.

Board member Lynn McKee shared the word of the month is “Respect” and encouraged everyone to respect each other and know that we are all doing our job well. She thanked Jesse Najera for taking care of Dr. Megan McTosh’s family.

Board members Heather Reid and Brian Boatwright had nothing to add.

Board member Karen Gray expressed her gratitude to Jesse Najera for handling everything related to Dr. McIntosh’s death, highlighting how the sense of family within Silver Valley truly shone during this time. She noted that the close-knit relationship with the Fort community is even stronger than most, and she was deeply shocked by Megan's passing. Karen Gray extended her respects to Megan's family and shared her confidence that the district will continue to support them moving forward.

In addition, Karen Gray acknowledged the upcoming report on the district’s finances later in the meeting. She commended everyone for their hard work last year, which set the district up for success this year. Karen Gray expressed her humble appreciation and respect for the efforts made on behalf of the district and the community.

5.0 PRESENTATIONS TO THE BOARD

5.1 Silver Valley Unified School District Facilities Report

Robert Saffel, Director of Technology, Maintenance, and Operations provided to the Governing Board of Trustees a report on facilities.

6.0 PUBLIC HEARING

6.1 Provisional Intern Permit 2024-2025 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 application for the Provisional Intern Permit for the attached employee.

Public Hearing opened at 6:47 p.m., there were no public comments made, public hearing closed at 6:48 p.m.

6.2 Variable Term Waivers for the 2024-2025 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 applications for the Variable Term Waivers for the attached list of employees.

Public Hearing opened at 6:48 p.m., there were no public comments made, public hearing closed at 6:48 p.m.

6.3 Public Hearing on Sufficiency of Instructional Materials

The Board will hear input from the public regarding the sufficiency of instructional materials.

Public Hearing opened at 6:48 p.m., there were no public comments made, public hearing closed at 6:49 p.m.

7.0 CONSENT AGENDA

7.1 Consider the Approval of the Consent Agenda

Items listed under the 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 actioned 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

7.2 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 08/02/2024 through 08/23/2024.

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**.

7.3 Consider the Approval 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 approve and 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 approve and accept the donations as presented'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

7.4 Consider Approval of Fundraisers

All fundraisers must be approved by the Governing Board.

Recommendation: It is recommended that the Governing Board of Trustees approve the fundraisers detailed here.

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 fundraisers detailed here'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

7.5 Consider Approval of Contracts Under \$5,000

All contracts must be approved by the governing board. The attached schedule of contracts is each separately under \$5,000 and of a routine and non-controversial nature.

Recommendation: It is recommended that the Governing Board of Trustees approve these contracts under \$5,000.

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 these contracts under \$5,000'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

7.6 Consider Approval of Conferences over \$1,000 and/or Out-of-State

The Governing Board must approve all conferences out of state or over \$1,000.

Recommendation: It is recommended that the Governing Board of Trustees approve the conference over \$1,000 and/or out-of-state conference as detailed in the attachment.

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 conference over \$1,000 and/or out-of-state conference as detailed in the attachment'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

7.7 Consider the Approval of Annual Expenses for McKinney Vento

The receipt of Title I funds requires that the district set aside Title I funds to aid our homeless or displaced students. The district supports these students with things such as gas, transportation, clothing, food, and temporary housing. Since we are paying expenses on behalf of a non-employee, we are requesting authorization on an annual basis for an amount not to exceed \$5,000.00 to fulfill this obligation.

Recommendation: It is recommended that the Governing Board of Trustees approve the Annual Expenses in support of the McKinney Vento program.

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 Annual Expenses in support of the McKinney Vento program'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

7.8 Consider the Approval of Payment to Sports Officials for the 2024-2025 School Year

The District obtains sports officials each year who are provided by CIF to preside over various sporting events. SB County District Financial Services requires Board Approval before issuing payment.

Recommendation: It is recommended that the Governing Board of Trustees approve payments for sports officials for the 2024-2025 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 payments for sports officials for the 2024-2025 school year'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

B) Personnel

7.9 Consider Approval of the Certificated Personnel Recommendations

The Certificated Personnel Recommendations pertain 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**.

7.10 Consider Approval of the Classified Personnel Recommendations

The Classified Personnel Recommendations pertain 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**.

C) General Business

7.11 Consider the Approval of the August 13, 2024, SVUSD Regular Board Meeting Minutes

The Governing Board of Trustees is asked to approve the Minutes of the August 13, 2024, SVUSD Regular Board meeting as submitted.

Recommendation: It is recommended that the Governing Board of Trustees approve the minutes of the August 13, 2024, SVUSD Regular Board Meeting 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 minutes of the August 13, 2024, SVUSD Regular Board Meeting as presented'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

7.12 Overnight Field Trip, Six Flags Magic Mountain October 4-5, 2024

This field trip is designed to allow the Film Class/Club students to experience film adaptation in realistic, live scenarios by attending Six Flags Fright Fest, which features mazes based on various Intellectual Properties.

Teachers Stephanie Luna and Wade Backlund will be chaperoning 14 students who elected to attend. The trip will take place overnight, leaving after school on Friday, October 4th, and returning to school by 4 a.m. on Saturday, October 5th.

Transportation will be provided using district vehicles. The parents are responsible for picking the students up from school when they return. A stop will be made at McDonald's for dinner, and there will be food opportunities at the park.

This trip is optional and the students/chaperones are responsible for the cost of their tickets, the club will cover the cost of transportation.

Recommendation: It is recommended that the Governing Board of Trustees approve the overnight field trip to Six Flags Magic Mountain on October 4-5, 2024.

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 overnight field trip to Six Flags Magic Mountain on October 4-5, 2024'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

D) Board Policies, Second Reading

7.13 Consider Approval of the Second Reading, Administrative Regulation 5020 Parents Rights and Responsibilities

The Administrative Regulation was updated to reflect that Parents/guardians may inspect, in a reasonable time frame, all primary supplemental instructional materials and assessments stored by the classroom teacher, including textbooks, teacher's manuals, films, (tapes) AUDIO AND VIDEO RECORDINGS, and software.

Recommendation: It is recommended that the Governing Board of Trustees approve the second reading and adopt Administrative Regulation 5020 Parents Rights and Responsibilities.

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 second reading and adopt Administrative Regulation 5020 Parents Rights and Responsibilities'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

7.14 Consider Approval of the Second Reading, Board Policy/Administrative Regulation 5126 Awards for Achievement

The policy was updated to add that a budget be established for student awards and that no fee or other cost be charged to any student in relation to any requirements in qualifying for or receiving any district achievement awards. Additionally, the policy was updated to separate the State Seal of Biliteracy material from district-established awards for biliteracy and to clarify that the Governing Board may prohibit the district committee that administers the district's scholarship and loan fund from accepting any donation under conditions it finds incompatible with the fund's intents and purposes as specified in Board Policy 3290 - Gifts, Grants, and Requests.

The Regulation was updated to reflect NEW LAW (AB 370, 2023) which revises the criteria needed to be met for a student to be awarded the State Seal of Biliteracy and clarifies the eligibility requirements for an English learner to be eligible for the State Seal of Biliteracy.

Recommendation: It is recommended that the Governing Board of Trustees approve the second reading and adopt Board Policy and Administrative Regulation 5126 Awards for Achievement.

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 second reading and adopt Board Policy and Administrative Regulation 5126 Awards for Achievement'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion **Carried 5 - 0.**

7.15 Consider Approval of the Second Reading, Board Policy/Administrative Regulation 5144 Discipline

The policy updated to reflect NEW LAW (SB 291, 2023) which, beginning with the 2024-25 school year, prohibits a school staff member from denying a student's recess unless the student's participation poses an immediate threat to the physical safety of the student or one or more of the student's peers. Additionally, the policy was updated to clarify that the Governing Board may, but is not required, review approved discipline rules for consistency with Board policy and state law. In addition, the policy was updated to include interventions and support for students as a priority in determining appropriate discipline.

The regulation was updated to clarify that "junior high" and "high school students" are interpreted to mean students in grades 7-12, which affects the list of representatives for the development of site-level disciplinary rules, and that supervised suspension is one of the means of discipline that may be used when other means of correction have failed to bring about proper conduct. Additionally, regulation updated to reflect NEW LAW (SB 10, 2023) which expresses the legislative intent that districts use alternatives to a referral of a student to a law enforcement agency in response to an incident involving the student's misuse of an opioid to the extent that the alternative is not in conflict with any other law requiring a referral, and that a multi-tiered system of supports may be utilized, NEW LAW (AB 1165, 2023) which encourages districts to have a student who has been suspended, or for whom other means of correction have been implemented, for an incident of racist bullying, harassment, or intimidation, and the victim, to engage in a restorative justice practice suitable to address the needs of both of the students, engage the perpetrator in a culturally sensitive program, and to regularly check on the victim to ensure that the victim is not in danger of suffering from any long-lasting mental health issues, and NEW LAW (SB 291, 2023) which, beginning with the 2024-25 school year, prohibits a school staff member from denying a student's recess unless the student's participation poses an immediate threat to the physical safety of the student or one or more of the student's peers.

Recommendation: It is recommended that the Governing Board of Trustees approve the second reading and adopt Board Policy and Administrative Regulation 5144 Discipline.

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 second reading and adopt Board Policy and Administrative Regulation 5144 Discipline'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion **Carried 5 - 0.**

7.16 Consider Approval of the Second Reading, Board Policy 6158 Independent Study

With the signing of the 2024 Budget Act and SB 153, there have been three major changes to independent study programs for school districts. These changes include: ADA may now be claimed of any duration; Definitions of short-term and long-term independent study have been adjusted and the evidence for documenting student engagement in remote instruction has been revised.

Recommendation: It is recommended that the Governing Board of Trustees approve the second reading and adopt Board Policy 6158 Independent Study.

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 second reading and adopt Board Policy 6158 Independent Study'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion **Carried 5 - 0.**

7.17 Consider Approval of the Second Reading, Board Bylaw 9270 Conflict of Interest

Bylaw updated to reflect NEW LAW (SB 1439, 2022) which makes applicable to elected district officers the prohibition against accepting, soliciting, or directing a contribution of more than \$250 from any party or participant to a proceeding involving a license, permit, or other entitlement for use, including a contract, or from that person's agent, while the proceeding is pending before the Board and for 12 months following the date a final decision is rendered in the proceeding, and from participating in making, or in any way attempting to use the official position to influence the Board's decision when a district officer received a contribution of more than \$250 from a party or participant in the preceding 12 months, as specified. The bylaw was also updated to clarify, for a Board member who manages public investments, that when an item on the consent calendar is one in which the Board member has a financial interest, the Board member is required to either make a motion to remove the item from the consent calendar or abstain from voting on the consent calendar.

Recommendation: It is recommended that the Governing Board of Trustees approve the second reading and adopt Board Bylaw 9270, Conflict of Interest.

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 second reading and adopt Board Bylaw 9270, Conflict of Interest'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

7.18 Consider Approval of the Second Reading, Title IX Board Policy Packet

In April 2024, the U.S. Department of Education released revised regulations that support the implementation of Title IX, a federal law prohibiting sex discrimination in publicly funded education programs and activities. In anticipation of the August 1, 2024 operative date, CSBA is releasing this special update packet.

District Boards are encouraged to review the following items and consult CSBA's District and County Office of Education Legal Services or district legal counsel to ensure compliance with these important revised regulations.

Recommendation: It is recommended that the Governing Board of Trustees approve the second reading and adopt the Title IX Board Policy Packet, 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 second reading and adopt the Title IX Board Policy Packet, as presented'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

8.0 PERSONNEL

8.1 Consider Approval of the Provisional Intern Permit for the 2024-2025 School Year

The attached teacher has met the subject matter requirements. Their next will be to select and enroll in a credential program.

Recommendation: Administration recommends that the Board of Trustees approve the request for the Provisional Intern Permit for the attached teacher for the 2024-2025 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 the Provisional Intern Permit for the attached teacher for the 2024-2025 school year'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

8.2 Consider Approval of the Variable Term Waivers for the 2024-2025 School Year

The attached list of employees is 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 request for the attached list of employees for the 2024-2025 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 request for the attached list of employees for the 2024-2025 school year'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion **Carried 5 - 0**.

9.0 BUSINESS SERVICES

9.1 Consider Approval of Resolution 24-25-05 Sufficiency of Instructional Materials

As required by the Williams Act, and following Education Code 60119, a survey of instructional materials in the district was completed to determine the level of sufficiency of textbooks and instructional materials. The definition of sufficiency means that each pupil has a textbook or instructional material to use in class or at home. These materials must be aligned with state standards and adopted by the Governing Board. Based on the information obtained through the instructional material surveys, it is determined that we have sufficiency of instructional materials.

Recommendation: It is recommended that the Governing Board of Trustees adopt Resolution 24-25-05 Sufficiency of Instructional Materials.

ORIGINAL - Motion

Member **(Mark Staggs)** Moved, Member **(Lynn McKee)** Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board of Trustees adopt Resolution 24-25-05 Sufficiency of Instructional Materials'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion **Carried 5 - 0**.

9.2 Consider Approval of Resolution No. 24-25-06 GANN Limit

In November of 1979, California voters approved Proposition 4, an initiative that added Article XIII B to the California Constitution. This constitutional amendment, known as the Gann Initiative, placed limits on the growth of expenditures for publicly funded programs. Division 9 of Title 1, beginning with Section 7900 of the Government Code, was then added to the law to specify the process for calculating state and local government appropriation limits and appropriations subject to limitation under Article XII B of the Constitution. These constitutional and statutory sections explain and define the appropriations limit and appropriations subject to limitation as they apply to state and local government, and require that each entity of government formally "adopt" its appropriations limit for a given fiscal year.

By September 30th of each year, Education Code sections 1629 and 42132 specify that each county office and district Governing Board shall adopt a resolution identifying their estimated appropriations limits for the current year and their actual appropriations limit for the preceding year. The documentation supporting the adoption resolution shall be made available to the public.

Recommendation: It is recommended that the Governing Board of Trustees adopt Resolution No. 24-25-06 GANN Limit as presented.

ORIGINAL - Motion

Member **(Mark Staggs)** Moved, Member **(Lynn McKee)** Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board of Trustees adopt Resolution No. 24-25-06 GANN Limit as presented'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion **Carried 5 - 0**.

9.3 Consider Approval of Resolution No. 24-25-07, Committed Revenues and Fund Balance

As Impact Aid is not a forward-funded Federal program and not an entitlement such as Title I and IDEA and is therefore unpredictable, delayed, and unreliable at times. This could result in a serious and grave impact on the District's budget and cash flow. It is therefore necessary that the Governing Board commit funds, as per GASB 54, to the Impact Aid Stabilization Reserve.

Recommendation: It is recommended that the Governing Board of Trustees approve Resolution No. 24-25-07 to commit funds to the Impact Aid Stabilization Reserve.

ORIGINAL - Motion

Member **(Lynn McKee)** Moved, Member **(Mark Staggs)** Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board of Trustees approve Resolution No. 24-25-07 to commit funds to the Impact Aid Stabilization Reserve'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

9.4 Consider Approval of Resolution 24-25-08 Yermo School's New Gymnasium, BID 20240270-01, for Board Approval to Issue Request for Proposals for Construction

Silver Valley USD is excited to announce the Request for Proposals (RFP) for Public Bid, BID 20240270-01, Yermo School's New Gymnasium.

This new facility has been a long-standing vision for the district, and we are thrilled to see it finally becoming a reality.

Upon the Board's approval of this resolution to seek RFPs, the bidding process will commence according to the following anticipated timeline:

- Late September to early October 2024: Release of public bid advertisements
- October–November 2024: 30-45-day response window, including a mandatory job walk
- December 2024: Award bid to the lowest responsible and qualified bidder at the board meeting
- January/February 2025: Groundbreaking

We look forward to working with a qualified partner to bring this long-awaited project to life.

Recommendation: It is recommended that the Governing Board of Trustees approve Resolution 24-25-08 Yermo School's New Gymnasium BID 20240270-01 to issue a request for proposals for construction.

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 Resolution 24-25-08 Yermo School's New Gymnasium BID 20240270-01 to issue a request for proposals for construction'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

9.5 Consider Approval of the 2023-2024 Unaudited Actuals Report

Unaudited Actuals Report including Forms 01, 08, 11, 12, 13, 14, 25, 40 and Supplemental Forms

By law, school districts are required to present to the Governing Board, by September 15th of each year, the prior year's closing financial report. This report details the actual revenues and expenditures for all district funds from July 1, 2023, through June 30, 2024.

Recommendation: It is recommended that the Governing Board of Trustees approve the 2023-2024 Unaudited Actuals as presented.

ORIGINAL - Motion

Member **(Lynn McKee)** Moved, Member **(Mark Staggs)** Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board of Trustees approve the 2023-2024 Unaudited Actuals as presented'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

10.0 GENERAL BUSINESS

10.1 Biennial Review of Silver Valley Unified School District's Conflict of Interest Code

The Political Reform Act requires every local government agency to review its conflict of interest code biennially. A conflict of interest code tells public officials, governmental employees, and consultants what financial interests they must disclose on their Statement of Economic Interests (Form 700).

For the Silver Valley USD Conflict of Interest Code, no amendments are necessary at this time.

Recommendation: It is recommended that the Governing Board Trustees approve the biennial review of the Silver Valley Unified School District's 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 Trustees approve the biennial review of the Silver Valley Unified School District's Conflict of Interest Code'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

10.2 Consider Approval of Resolution No. 24-25-09 Declaring October 2024 as National Bullying Prevention Month

The National Bullying Prevention campaign, initiated in 2006 as a one-week event, has evolved into a month-long initiative that encourages everyone to take an active role in bullying prevention. Bullying can have severe impacts, including school avoidance, decreased self-esteem, depression, and even self-harm.

During October, communities and schools nationwide come together to raise awareness about bullying prevention through events, activities, outreach, and education. This month provides an opportunity to educate students and staff on the importance of preventing bullying in our schools and to equip students with the knowledge and tools to address bullying situations effectively.

Recommendation: It is recommended that the Governing Board of Trustees adopt Resolution No. 24-25-09 declaring October 2024 as National Bullying Prevention Month.

ORIGINAL - Motion

Member **(Mark Staggs)** Moved, Member **(Brian Boatwright)** Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board of Trustees adopt Resolution No. 24-25-09 declaring October 2024 as National Bullying Prevention Month'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

11.0 BOARD POLICIES, FIRST READING

11.1 Consider Approval of the First Reading, NEW Board Policy 4119.24, 4219.24, 4319.24 Maintaining Appropriate Adult-Student Interactions

The new policy focuses on preventing unlawful and inappropriate interactions between staff and students, requiring employees to report violations, outlining disciplinary actions for staff, and involving law enforcement when necessary. It mandates posting the code of conduct on school or district websites and provides examples of inappropriate behavior or actions that could create the appearance of impropriety.

Recommendation: It is recommended that the Governing Board of Trustees approve the first reading of NEW Board Policy 4119.24, 4219.24, 4319.24 Maintaining Appropriate Adult-Student Interactions.

ORIGINAL - Motion

Member **(Mark Staggs)** Moved, Member **(Heather Reid)** Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board of Trustees approve the first reading of NEW Board Policy 4119.24, 4219.24, 4319.24 Maintaining Appropriate Adult-Student Interactions'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

11.2 Consider Approval of the First Reading, Board Policy 4216 Probationary/Permanent Status

The policy was updated to reflect two new laws: AB 486 (2021), which requires full-time district police officers and certain public safety dispatchers to serve a probationary period of at least one year before gaining permanent classified status, and SB 874 (2022), which mandates that districts with a merit system allow permanent employees who fail their probationary period after a promotion to return to their previous classification.

Recommendation: It is recommended that the Governing Board of Trustees approve the first reading of Board Policy 4216 Probationary/Permanent Status.

ORIGINAL - Motion

Member (**Mark Staggs**) Moved, Member (**Lynn McKee**) Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board of Trustees approve the first reading of Board Policy 4216 Probationary/Permanent Status '. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

11.3 Consider Approval of the First Reading, Board Policy/Administrative Regulation 5113 Absences and Excuses

The policy has been updated to reference CSBA's new governance brief, "Seize the Data: Using Chronic Absence Data to Drive Student Engagement." It also clarifies that school absences must be excused when due to work in the entertainment or allied industries, as permitted by law, and now requires teachers to provide identical or equivalent assignments and tests for students with excused absences.

The regulation was updated to reflect NEW LAW (SB 350, 2023), which mandates:

1. A student's absence must be excused for up to five days to attend funeral services or grieve the death of an immediate family member, or a person determined by the parent/guardian to be in such close association with the student as to be considered immediate family.
2. A student's absence must be excused for up to three days to access victim or grief support services or participate in safety planning related to the death of an immediate family member or a person similarly close to the student.

Additionally, the regulation now includes NEW LAW (AB 1503, 2023), which permits up to one school day per semester for attending a religious retreat. The means of communication from parents/guardians to verify a student's absence has been generalized to maintain timeless language.

The policy has also been revised for closer alignment with current law, clarity, and gender neutrality.

Recommendation: It is recommended that the Governing Board of Trustees approve the first reading of Board Policy and Administrative Regulation 5113 Absences and Excuses.

ORIGINAL - Motion

Member (**Mark Staggs**) Moved, Member (**Lynn McKee**) 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 5113 Absences and Excuses'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

11.4 Consider Approval of the First Reading for NEW Board Policy 5141.5 Mental Health

This new policy addresses strategies and services to promote students' emotional well-being and mental health, including student instruction, staff training, crisis intervention, counseling services, and referrals, Section 504 evaluation, and collaboration with mental health professionals, agencies, and organizations. The policy reflects LAW (SB 75, 2019) which establishes the Mental Health Student Services Act to support mental health partnerships among county mental health agencies and local educational agencies.

In addition, the policy also expands the first philosophical paragraph and reflects the U.S. Surgeon General's NEW GUIDANCE regarding the importance of social connection and the impact of social media on health and well-being, as well as, to reflect NEW LAW (SB 14, 2021) which requires the California Department of Education (CDE) to recommend best practices and identify training programs to address student behavioral and mental health, including common psychiatric conditions and substance use disorders, safely deescalating crises involving students with a behavioral health disorder, linking students with referrals, and providing instruction on how to maintain student privacy and confidentiality.

The policy also reflects that districts are required to notify students and parents/guardians twice a year about how to access mental health services, NEW LAW (AB 748, 2022) which requires each school site serving students in any of grades 6-12 to create a mental health poster, and NEW LAW (AB 167, 2021) which requires CDE to develop guidelines for the use of telehealth technology in schools.

Recommendation: It is recommended that the Governing Board of Trustees approve the first reading of NEW Board Policy 5141.5 regarding Mental Health.

ORIGINAL - Motion

Member (**Lynn McKee**) Moved, Member (**Mark Staggs**) Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board of Trustees approve the first reading of NEW Board Policy 5141.5 regarding Mental Health'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

11.5 Consider Approval of the First Reading, Board Policy/Administrative Regulation 6142.7 Physical Education and Activity

The policy was updated to add a statement on equal access and equal opportunities for participation in physical education regardless of gender, gender expression, sexual orientation, and mental or physical disability, as included in CDE's Federal Program Monitoring instrument. The policy also reflects U.S. Department of Health and Human Services recommendations for moderate to vigorous physical activity in children, clarifies credential requirements for teachers of physical education, and reflects the requirement that students who have been granted a permanent exemption from physical education must still be offered physical education courses of at least 400 minutes each 10 school days.

The regulation was updated to reflect NEW LAW (SB 75, 2019) which extends the use of uniform complaint procedures (UCP) to include complaints alleging noncompliance with physical education instructional minutes in grades 7-12. The regulation also reflects U.S. Department of Health and Human Services recommendations for moderate to vigorous physical activity in children and expands the list of duties of the physical fitness test coordinator as described in state regulations.

Recommendation: It is recommended that the Governing Board of Trustees approve the first reading of Board Policy and Administrative Regulation 6142.7 Physical Education and Activity.

ORIGINAL - Motion

Member (**Lynn McKee**) Moved, Member (**Mark Staggs**) 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 6142.7 Physical Education and Activity'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

11.6 Consider Approval of the First Reading, Board Bylaw 9320 Meeting and Notices

The bylaw was updated to clarify that study sessions, retreats, public forums, or discussion meetings must be held as either regular or special Board meetings. It also reflects new legislation (AB 557, 2023) allowing Board members to join meetings by teleconference under specific circumstances. Additionally, the bylaw was revised for clarity, precision, and consistency.

Recommendation: It is recommended that the Governing Board of Trustees approve the first reading of Board Bylaw 9320 regarding Meetings and Notices.

ORIGINAL - Motion

Member (**Mark Staggs**) Moved, Member (**Lynn McKee**) Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board of Trustees approve the first reading of Board Bylaw 9320 regarding Meetings and Notices'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**.

12.0 FUTURE AGENDA ITEM REQUESTS

12.1 Item Requests for Future Board Meetings

No future board items were requested.

13.0 CLOSED SESSION

The Board did not need to return to Closed Session.

14.0 RECONVENE TO PUBLIC SESSION

Not applicable.

15.0 REPORT ON CLOSED SESSION ACTIONS

15.1 Report on Closed Session Items

No Closed Session reports were given.

16.0 ADJOURNMENT

16.1 Adjournment of the Silver Valley Unified School District Regular Board Meeting

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

AMENDED - Motion

Member **(Lynn McKee)** Moved, Member **(Mark Staggs)** Seconded to approve the **ORIGINAL** motion 'It is recommended that the Governing Board approve the adjournment of the SVUSD Board Meeting at 7:25 p.m.'. 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

Lynn McKee, Clerk of the Board

Date: _____