



Mountain View Whisman School District Board of Trustees - Regular Meeting

1400 Montecito Avenue
May 4, 2023
5:00 PM

Dial in Phone Number: (669) 900 6833 US (San Jose)
Meeting ID: 874 1342 9263
Passcode: 111935
There is no participant ID

Members of the public who call in to the meeting will be placed in a waiting room until the appropriate time to address the Board. During that time in the waiting room, the caller will not be able to hear the meeting. Callers can view and hear the meeting here: youtube.com/mvwsd

Members of the public who wish to address the Board during the Board of Trustees meeting may email comments to publiccomments@mvwsd.org. In order to expedite the meeting, please send your comments by the Wednesday before the meeting. Staff will make all attempts to share and record any submissions received, however, depending on timing, late submissions will be provided to the Board after the conclusion of the meeting.

(Live streaming available at www.mvwsd.org)

As a courtesy to others, please turn off your cell phone upon entering.

Under Approval of Agenda, item order may be changed. All times are approximate.

I. CALL TO ORDER (5:00 p.m.)

The meeting was called to order at 5:00 p.m.

A. Pledge

Trustees President Laura Berman led the Pledge of Allegiance.

B. Roll Call

Present: Berman, Blakely, Chiang, Conley, Lambert

Absent: None

C. Approval of Agenda

A motion was made by Laura Blakely and seconded by Christopher Chiang to approve the agenda, as presented.

Ayes: Berman, Blakely, Chiang, Conley, Lambert

II. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD CONCERNING ITEMS ON THE CLOSED SESSION AGENDA

No member of the public wished to address the Board concerning items on the Closed Session.

III. CLOSED SESSION

The meeting was adjourned to Closed Session at 5:07 p.m.

A. Existing Litigation

1. Conference with Legal Counsel – Existing Litigation (Government Code § 54956.9(d)(1), one case - Student v. Mountain View Whisman School District, Office of Administrative Hearings Case No. 2023030950 (student name withheld to protect confidentiality).)

2. Conference with Legal Counsel – Existing Litigation (Government Code § 54956.9(d)(1), one case - Student v. Mountain View Whisman School District, Office of Administrative Hearings Case No. 2023020579 (student name withheld to protect confidentiality).)

B. Public Employee Performance Evaluation

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Gov. Code, § 54957, subd. (b)(1)) Title: Superintendent

IV. RECONVENE OPEN SESSION

The meeting was reconvened Open Session at 5:28 p.m.

B. Closed Session Report

Trustee President Berman reported Closed Session Item:

A.1: A majority of the board voted to approve a compromise agreement in Office of Administrative Hearings case number 2023030950 to resolve claims raised against the District in exchange for specified funding for a student’s private placement and Parents’ attorneys’ fees incurred in this matter.”

A. 2: The Board voted unanimously to approve a compromise agreement in Office of Administrative Hearings case number 2023020579 to resolve claims raised against the District in exchange for specified funding for a student’s non-public school placement, compensatory education, and Parents’ attorneys’ fees incurred in this matter.”

V. CONSENT AGENDA

All items on the Consent Agenda are considered to be routine and will be approved in one motion. If discussion is required, items may be removed for separate consideration.

A motion was made by Christopher Chiang and seconded by Laura Blakely to approve all items on the Consent Agenda with differing item H and pulling items A and M for

further discussion.

Ayes: Berman, Blakely, Chiang, Conley, Lambert

The staff made a note of a revised Personnel Report.

Trustee Chiang asked if parent input was given when placing principals at Stevenson and Budd Schools.

A motion was made by Christopher Chiang and seconded by Laura Blakely to approve the Personnel Report.

Ayes: Berman, Blakely, Chiang, Conley, Lambert

Trustee Chiang disagreed with the installation of operational windows. Trustee Lambert requested a list of projects needing to be completed.

A motion was made by Christopher Chiang and seconded by Laura Blakely to approve item M, the Award of the Updated Lease Leaseback Contract for the Multi-Site Window Replacement Phase 2 Contract to EF Brett and Company Inc.

Ayes: Berman, Blakely, Conley, Lambert

Nays: Chiang

A. Personnel Report

1. Personnel Report to the Board of Trustees

B. Minutes

1. Minutes for April 6, 2023 Regular Board Meeting

C. Contracts

1. Contracts

D. Overnight and/or Out-of-State Field Trips

E. NatureBridge Yosemite Overnight Field Trip Fall 2023

F. Mountain View Whisman School District Staff Housing Project - Palisade Builders, Change Order No. 3

G. Award of Architectural Services Agreement with Dreiling Terrones Architecture (DTA) Inc., for HVAC Replacement Project Phase 5

H. Award of Architectural Services Agreement with Dreiling Terrones Architecture (DTA) Inc., for District Wide Counseling Space/Mother's Room Project

I. Third Amendment to the Joint Use Lease Agreement with Action Day Nurseries & Primary Plus at Cooper School Site

J. Quarterly Report on Williams Uniform Complaints

- K. Resolution No. 01-050423, GreenSchool Yards Planning Grant
- L. Update on Expanded Learning (MVWSD+) 2022-23 and 2023-24
- M. Award of Updated Lease Leaseback Contract for the Multi-Site Window Replacement Phase 2 Contract to EF Brett and Company Inc.
- N. Award of Architectural Services Contract Amendment No. 1 to Dreilling Terrones Architecture, Inc. for the Storage Building Project at Stevenson and Vargas Elementary Schools
- O. Approval of Payroll Report and Accounts Payable Warrant List for the Month of March 2023
- P. Reject all bids for the HVAC Controls Upgrade Phase 4 Project

VI. COMMUNICATIONS

A. Employee Organizations

No member of the employee organization was present to address the Board of Trustees.

B. District Committees

No report at this time.

Trustee Blakely and Conley attended the PTA Council meeting and noted that they presented Service Awards for elected officials, former Trustees Fiona Walter and Ellen Wheeler.

C. Superintendent

Dr. Rudolph mentioned this being Asian American and Pacific Islander Month and wished everyone a happy AAPI month. The TK enrollment emails have been sent out to parents noting we are currently over-enrolled.

Dr. Rudolph congratulated Cyndee Nguyen, the new Director of Early Literacy; Terri Lambert, Principal at Stevenson; and Perla Galeno, the After School Programming Supervisor.

A memorial service for Leanne Rzepiela, who passed away, will be held on Saturday in the Crittenden MUR from 2-3 p.m.

VII. COMMUNITY COMMENTS

No member of the community wished to address the Board of Trustees.

VIII. REVIEW AND ACTION

A. Declaration of Need for Fully Qualified Educators (10 minutes)

A motion was made by Laura Blakely and seconded by Christopher Chiang to approve

the Declaration of Need for Fully Qualified Educators as presented.

Ayes: Berman, Blakely, Chiang, Conley, Lambert

B. Resolution No. 02-050423, Day of the Teacher (5 minutes)

A motion was made by Laura Blakely and seconded by William Lambert to approve and adopt Resolution No. 02-050423, Recognizing May 10, 2023, as Day of the Teacher.

Ayes: Berman, Blakely, Chiang, Conley, Lambert

C. Resolution No. 03-050423 Classified School Employees Week (5 minutes)

A motion was made by Laura Blakely and seconded by Christopher Chiang to approve and adopt Resolution 03-050423, recognizing May 21-27, 2023 as Classified School Employees Week.

Ayes: Berman, Blakely, Chiang, Conley, Lambert

IX. BOARD UPDATES

Trustee Conley reported that she and Trustee Berman went on a tour of a homeless shelter in Sunnyvale; currently, 21 children are housed there.

X. FUTURE BOARD MEETING DATES

Trustee President mentioned commemorating Ms. Rzepiela with a plaque on the Crittenden Auditorium.

A. Future Board Meeting Dates

May 18, 2023-Governor's May Revision

June 1, 2023-LCAP Local Indicators

June 15, 2023-iReady Diagnostic 3 Assessment Data Overview

XI. ADJOURNMENT (10:00 p.m.)

The meeting was adjourned at 6:05 p.m.

NOTICES FOR AUDIENCE MEMBERS

1. **RECORDING OF MEETINGS:**

The open session will be video recorded and live streamed on the District's website (www.mwvsd.org).

2. **CELL PHONES:**

As a courtesy to others, please turn off your cell phone upon entering.

3. **FRAGRANCE SENSITIVITY:**

Persons attending Board meetings are requested to refrain from using perfumes, colognes or any other products that might produce a scent or chemical emission.

4. **SPECIAL ASSISTANCE FOR ENGLISH TRANSLATION/INTERPRETATION:**

The Mountain View Whisman School District is dedicated to providing access and communication for all those who desire to attend Board meetings. Anyone planning to attend a Board meeting who requires special assistance or English translation or interpretation is asked to call the Superintendent's Office at (650) 526-3552 at least 48 hours in advance of the time and date of the meeting.

El Distrito Escolar de Mountain View Whisman esta dedicado a proveer acceso y comunicacion a todas las personas que deseen asistir a las reuniones de la Junta. Se pide que aquellas personas que planean asistir a esta reunion y requieren de asistencia especial llamen a la Oficina del Superintendente al (650) 526-3552 con por lo menos 48 horas de anticipacion del horario y fecha de esta reunion, para asi poder coordinar los arreglos especiales.

5. **DOCUMENT AVAILABILITY:**

Documents provided to a majority of the Governing Board regarding an open session item on this agenda will be made available for public inspection in the District Office, located at 1400 Montecito Avenue during normal business hours.

Los documentos que se les proveen a la mayoria de los miembros de la Mesa Directiva sobre los temas en la sesion abierta de este orden del dia estaran disponibles para la inspeccion publica en la Oficina del Distrito, localizada en el 1400 Montecito Avenue durante las horas de oficinas regulares.