



Thursday, September 10, 2020
AMENDED Regular Meeting Board of Trustees 5:00 p.m.. will convene to Closed Session Following Call to Order, 6:30 p.m. Regular Session

THIS MEETING WILL BE HELD VIA TELE-CONFERENCE ONLY. PUBLIC MAY BE ABLE TO LOG IN TO ZOOM (See Login Information below)

Please click the link below to attend the Virtual Board Meeting:

When: September 10, 2020, 6:30 PM (Open Session)
5:00 PM (Call To Order - to convene immediately to Closed Session)

Register in advance for this webinar:
https://zoom.us/webinar/register/WN_poPIRTs8TT6DbmW4hZ0BgA

After registering, you will receive a confirmation email containing information about joining the webinar.

Board of Trustees will meet via Zoom Video Conferencing per Shelter In Place Order due to COVID-19

PUBLIC COMMENTS: IF ANY MEMBER OF THE PUBLIC WOULD LIKE TO ADDRESS THE BOARD IN REGARDS TO A CLOSED OR OPEN SESSION AGENDA ITEM(S), PLEASE SEND AN EMAIL TO: boardroom@eesd.org AND/OR raise your hand (Icon at the bottom of the screen). Your name will be called to address the Board.

PROTOCOL FOR THE BOARD OF TRUSTEES DURING VIRTUAL BOARD MEETINGS:

Virtual meetings will be held via Zoom. Please note that the screen you see on the Zoom screen will be visible to the public, with the exception of Closed Session. In addition...

Tech Support (Sam or Johanna) will MUTE all microphones with the exception of the Board President and Superintendent (Secretary Ex-Oficio) prior to entering the meeting, and will keep them muted throughout the meeting unless Board members raises their hand and during voting. If a Board member would like to speak, they raise their hand, the icon is located at the bottom of your screen. As soon as the Board President acknowledges a Board member's intention to speak, he/she will be unmuted, thus enhancing meeting etiquette and avoiding random interruptions.

JOIN the meeting at least fifteen (15) minutes prior to the start time to assure all attendees are accounted for.

RECORDING - Regular Open Session will be recorded.

VOTING - All votes will be taken by roll call. Board members microphone will be UNMUTED and must be HEARD when taking a vote.

PUBLIC COMMENTS - Members of the public may RAISE THEIR HAND if they would like to address the Board of Trustees on a particular agenda item or during Matters from the Public. The Board President will announce to notify the person who'll be addressing the Board. If participating via telephone, the telephone number shall be announced, please state your name and affiliation once your telephone number is announced. Public comments are limited to 3 minutes per speaker, and at the discretion of the Board President.

BOARD MEMBERS COMMENTS - If a Board member would like to speak, they may raise their hand. Once he/she is recognized by the Board President, their microphone will be unmuted.

REPORTS / ENCLOSURES will be projected and screen will be shared via Zoom. The public may view as long as they are logged in on a computer or mobile screen. Board enclosures and documents needed for the board meetings are also available through BoardDocs -

<https://go.boarddocs.com/ca/eesd/Board.nsf/Public>

DISCONNECTION - If a Board Member gets disconnected and cannot regain connection to the meeting, as long as there are three Board members present, there is a quorum and the meeting may continue. Under Robert's Rules - adopted pursuant to Policy 203 - the presence of a quorum is presumed once it has been established at the beginning of a meeting. Thus, the Board may continue to conduct business until someone notes the lack of a quorum via a point of order, or the Board President notices that a quorum is no longer present. If a quorum is lacking, the Board may take a short recess until a quorum is regained, or the Board may take official action to set a time for a recessed meeting.

****Closed Session may convene before, after or during the regular meeting. Closed session may include ; Negotiations, Personnel (Certificated, Classified, Management), Expulsions and Litigations.**

1. OPENING ITEMS

- 1.1 Roll Call / Quorum
- 1.2 Flag Salute
- 1.3 District Highlights

2. MATTERS FROM THE PUBLIC

- 2.1 Comments from the California School Employees Association (CSEA) Chapter 432 President
- 2.2 Comments from the Evergreen Teachers Association (ETA) President
- 2.3 Comments from the Public

3. CONSENT ITEMS (ACTION ITEMS)

- 3.1 Approval of Regular Board Meeting Minutes, August 13, 2020
- 3.2 Approval of Special Board Meeting (Governance Study Session) Minutes, August 26, 2020
- 3.3 Ratification of August Warrant List
- 3.4 Approval of Personnel Board Report
- 3.5 Approval, Policy Update - Board Policy, BP 6158, Independent Study
- 3.6 Ratification of Contracts
- 3.7 Acceptance of Donations & Grant
- 3.8 Approval of All Consent Items

4. ITEMS FOR IMMEDIATE DISCUSSION/ACTION

- 4.1 Approval, Memorandum of Understanding between California School Employees Association (CSEA), Chapter 432 and Evergreen School District
- 4.2 Approval, Memorandum of Understanding between California School Employees Association (CSEA), Chapter 432 and Evergreen School District Regarding Return Impacts and Effects on the CSEA Bargaining Unit
- 4.3 Approval, Stipends for Principals for participating in School Reopening Committee and Subcommittees in July 2020
- 4.4 Consider Action and Possible Approval of Correspondence to Mr. Kevin Larsen Regarding Alleged Brown Act Violations Attachments: Letter to Mr. Kevin Larsen
- 4.5 Approval, Construction Project - Child Nutrition Services, Change Order No. 1
- 4.6 Approval, Construction Project - Millbrook Elementary School, Change Order No. 1

- 4.7 Approval of 2019-20 Unaudited Actuals
- 4.8 Approval of Resolution, 2020-2021 GANN Limit
- 4.9 Update - Learning Continuity Plan
- 4.10 Public Hearing - Learning Continuity Plan

5. PERSONNEL REPORTS

6. REPORTS

- 6.1 Enrollment Report

7. FUTURE AGENDA ITEMS

8. FUTURE MEETINGS

- 8.1 September 10, September 17 (Special Board Meeting), October 8, November 12, December 10

9. INFORMATION ITEMS

- 9.1 Superintendent Update

10. CLOSED ITEMS

10.1 Conference with Legal counsel – Existing Litigation Government Code Section 54956.9(d)(1) Katherine Gomez v. Evergreen S.D. (# 20-cv-03008-NC)

10.2 Conference with Real Property Negotiators (§ 54956.8) Property: 3888 San Felipe Road, San Jose, CA, APN 660-23-015 Agency negotiator: Dr. Emy Flores, Superintendent; Eric Knowles, Kidder Mathews

10.3 Conference with Legal Counsel - Potential Litigation pursuant to paragraph (2) Section 54956.9 of subdivision (d): (One potential case)

10.4 Conference with Labor Negotiators (Government Code section 54947.6), Evergreen School District and California School Employees Association (CSEA Chapter 432). The Board of Trustees will confer with District labor negotiators.

10.5 Public Employee Appointment, Assistant Superintendent, Business Services (Government Code 54954.6)

11. REPORT OF ACTION FROM CLOSED SESSION

12. ADJOURNMENT

Any writing that is a public record relating to an agenda item for an open session of a regular meeting of the Board of Trustees distributed less than 72 hours prior to that meeting shall be available for public inspection at the time of distribution to the Board of Trustees in the District Office, 3188 Quimby Road, San Jose, CA 95148 (Amendment to 54956.5) A person with a disability may contact the District Office (408-270-6811) at least 24 hours before the scheduled Board meeting to request receipt of an agenda in an alternative format or to request disability-related accommodations, including auxiliary aids or services, in order to participate in the public Board meeting.

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