



San Ramon Valley Unified School District

699 Old Orchard Drive, Danville

925-552-2933 * www.srvusd.net



BOARD OF EDUCATION MEETING AGENDA

October 5, 2021

5:30PM Closed Session

Ken Mintz, Vice-President

Rachel Hurd, Clerk

Susanna Ordway, President

Ronit Batra – Student Board Member

7:00PM Open Session

Laura Bratt, Member

Shelley Clark, Member

Welcome to the San Ramon Valley Unified School District Board of Education meeting. Your interest in our schools is greatly appreciated.

Members of the public who wish to submit public comment at the SRVUSD Board Meetings, may do so in one of two ways.

1. Attend the meeting and complete a Public Comment Card. Give the card to Cindy Fischer and you will be called up to the podium to present your comments in person.
2. Email your comments to publiccomments@srvusd.net. Emails will be automatically forwarded to each board member and will be entered into the official minutes.
 - a. Public comments received from the time the agenda is posted through the end of the open session portion of the meeting, will be included in the minutes.
 - b. Public comments received 4 hours or less prior to the start of open session will be included in the minutes, but may not be read by all Board Members prior to the meeting.
 - c. No email attachments will be accepted with electronically submitted public comment.
 - d. Email addresses will not be included in the public record in order to protect the privacy of commenters.

By law, board members can only discuss items that appear on the agenda. For this reason, board members do not engage in dialogue with individuals speaking during the non-agenda public comment section of the meeting. For individuals who wish to speak with board members in depth about an issue, contacting board members on an individual basis is recommended, although individual board members have no legal authority to make decisions without consideration by the whole board.

All public comments during the meeting will be limited to three minutes.

Closed Session: Closed session meetings are not open to the public. By law, matters dealing with students and district employees are reserved for closed session to provide confidentiality. Other closed session topics can include litigation, property negotiations, and collective bargaining issues with employee associations. Members of the public are given the opportunity to speak regarding closed session items prior to the closed session.

Action items are considered and voted on individually by the board. **Consent items** are considered routine in nature and are approved by combining them into a single vote. A member of the Board of Education or a member of the public may request that a consent item be removed from the consent agenda and voted on separately.

Copies of board agenda backup and other informational materials provided to members of the Board of Education are available for review in the Office of the Superintendent beginning at 4:00 PM on the last working day of the week preceding each meeting of the Board of Education. For disability related modification or accommodation, please contact the Office of the Superintendent at 552-2933 during business hours.

On July 28, 2021, the California Department of Public Health updated its guidance for face coverings for indoor public settings, which included local board and commission meetings. According to the guidelines a board may choose to follow one of the following:

- Provide information to all patrons, guests and attendees regarding vaccination requirements and allow vaccinated individuals to self-attest that they are in compliance prior to entry.
- Require proof of vaccination.
- Require all patrons to wear masks.

The San Ramon Valley Unified School District meeting scheduled for October 4, 2021 will require alpatrons to wear a face mask.

The meeting will be live-streamed at the following link:
https://www.srvusd.net/district/board_meetings and on our YouTube channel at SRVUSD Board.

In compliance with Brown Act regulations, this agenda was posted 72 hours before the noted meeting.
 Cindy Fischer, Executive Assistant



CLOSED SESSION
Superintendent's Conference Room
October 5, 2021
5:30PM

- 1.0 Call to Order**
- 2.0 Attendance**
- 3.0 Acceptance of Closed Session Agenda and Public Comment**

Adjournment to Closed Session

- 4.0 Closed Session Agenda**
 - 4.1 Conference with Labor Negotiator**
 - a) SRVEA, CSEA, SEIU
 - b) Unrepresented Employees

Adjournment



OPEN SESSION
Board Rooms
October 5, 2021
7:00PM

Please Note: All Public Comment is Limited to Three (3) Minutes

- 5.0 Pledge of Allegiance/Attendance**
- 6.0 Report of Actions Taken in Closed Session**
- 7.0 Acceptance of Minutes**
- 7.1 Minutes of September 3, 2021 Workshop **Action**
- 7.2 Minutes of September 14, 2021 **Action**
- 8.0 Agenda Approval and Consent Action**
- 8.1 Acceptance of Open Session Agenda **Action**
- 8.2 Approval of Consent Agenda **Action**
- 9.0 Reports to the Board**
- 9.1 Week of the School Administrator – October 10-16, 2021 **Oral**
- 9.2 Public Comment for Non-Agenda Items (Comments Limited to Three Minutes) **Oral**
- 9.3 Association Presidents’ Report **Oral**
- 9.4 Student Board Member’s Report **Oral**
- 10.0 Action Items/Public Hearings**
- 10.1 Public Hearing for the Initial Proposal for Labor Negotiations from San Ramon Valley Education Association (SRVEA) to San Ramon Valley Unified School District for the 2020-21 and 2021-22 School Years **Enclosure Action**
- 10.2 Public Hearing for the Initial Proposal for Labor Negotiations from San Ramon Valley Unified School District to San Ramon Valley Education Association (SRVEA) for the 2020-21 and 2021-22 School Years **Enclosure Action**
- 10.3 Consideration of Acceptance of the Initial Proposal for Labor Negotiations from San Ramon Valley Education Association (SRVEA) to San Ramon Valley Unified School District for the 2020-21 and 2021-22 School Years **Enclosure Action**
- 10.4 Consideration of Acceptance of the Initial Proposal for Labor Negotiations from San Ramon Valley Unified School District to San Ramon Valley Education Association (SRVEA) for the 2020-21 and 2021-22 School Years **Enclosure Action**

10.5	Fall 2021 Refinancing of \$265 Million of District's General Obligation Bond. Consideration of Approval of Resolution #37/21-22 Authorizing the Sale and Issuance of not to Exceed \$265,000,000 Aggregate Principal amount of General Obligation Refunding Bonds, in one or more Series, Approving the forms of and Authorizing the Execution and Delivery of one or more Escrow Agreements, Bond Purchase Agreements and Continuing Disclosure Certificates, Approving the Form of one or more Official Statements, and Authorizing the Execution of Necessary Documents and Certificates and Related Actions	Enclosure Action
10.6	Public Hearing for the Proposed Elementary and Secondary School Emergency Relief Fund III Expenditure Plan ("ESSER III" Expenditure Plan)	Enclosure Action
10.7	Consideration of Adoption of the Elementary and Secondary School Emergency Relief Fund III Expenditure Plan ("ESSER III" Expenditure Plan)	Enclosure Action
10.8	Consideration of Adoption of Resolution #33/21-22 Approval of Provisional Internship Permit (PIP) Request(s)	Enclosure Action
11.0	Informational Item	
11.1	First Reading of Revision to Board Policy and Administrative Regulation BP/AR 1312.3 Uniform Complaint Procedures BP/AR 4030 – Nondiscrimination In Employment BP/AR 4119.11 Sexual Harassment	Enclosure
12.0	Consent Items	
12.1	Consideration of Approval of Certificated Personnel Changes	Enclosure Consent
12.2	Consideration of Approval of Classified Personnel Changes	Enclosure Consent
12.3	Consideration of Approval of Contract/Purchases over \$50,000	Enclosure Consent
12.4	Consideration of Adoption of Resolution #38/21-22, Approving Routine Budget Revisions	Enclosure Consent
12.5	Ratification of Warrants	Enclosure Consent
12.6	Declaration of Surplus Property	Enclosure Consent
12.7	Consideration of Award of Bid #854 Prepared Meals	Enclosure Consent
12.8	Consideration of Approval of a New Position Description for Teacher of Students with Visual Impairments (TVI)	Enclosure Consent

12.9	Consideration of Approval of the Williams Uniform Complaint Quarterly Report	Enclosure Consent
12.10	Adoption of Textbook	Enclosure Consent
12.11	Preview of Textbook	Enclosure Consent
12.12	Consideration of Approval of Out-of-State School Trip for California High School Theater Arts Club Students to New York City, NY, March 31-April 4, 2022	Enclosure Consent
12.13	Consideration of Approval of Local Indicators 2021-22 LCAP Dashboard Self-Assessment	Enclosure Consent
12.14	Consideration of Approval of the Update 2021-24 Local Control and Accountability Plan (LCAP)	Enclosure Consent
12.15	Consideration of Adoption of Resolution #35/21-22, Contracts for Alamo Elementary School Breezeways Demolition & Abatement Project – CVE Contracting Group, Inc.	Enclosure Consent
12.16	Consideration of Adoption of Resolution #36/21-22, Contracts for Alamo Elementary School Breezeways Roofing Replacement Project – State Roofing Systems, Inc.	Enclosure Consent
12.17	Consideration of Adoption of Resolution #37/21-22, Contracts for the Service Center Warehouse Seismic Upgrade	Enclosure Consent
12.18	Consideration of Approval of Revisions to the Measure D Master Program Budget	Enclosure Consent
12.19	Consideration of Approval of Appointment of Members to Serve on the Parcel Tax Oversight Committee	Enclosure Consent

13.0 Administrative Matters

13.1 Board Members' Reports

13.2 Superintendent's Report

Adjournment

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

BOARD OF EDUCATION MEETING – WORKSHOP
September 3, 2021
MINUTES

The video from this meeting can be found on the District website at www.srvusd.net.

- 1.0 Call to Order** The Board of Education held a workshop at the Education Center. The meeting was called to order at 9:04AM.
- 2.0 Attendance / Pledge of Allegiance** Board Members Present: Board President Susanna Ordway, Board Vice President Ken Mintz, Board Clerk Rachel Hurd, Board Member Laura Bratt, Shelley Clark and student board member Ronit Batra.
- Administrators Present: Superintendent John Malloy, Assistant Superintendents Danny Hillman and Christine Huajardo, Chief Business Officer Greg Medici, Attorney Namita Brown and Director of Communication and Legislative Affairs Terilyn Finders from Fagen, Friedman and Fulfrostr.
- Others Present: 1 visitor attended. Recording Secretary Cindy Fischer
- 3.0 Acceptance of Workshop Agenda** On a motion by Ken Mintz seconded by Rachel Hurd the workshop agenda was approved. (5/0) yea: Batra (advisory)
- 4.0 Board Workshop**
- 4.1 Presentation – Board Governance Workshop** Terilyn Finders led a workshop that focused on the development of a governance handbook, committees, communication and strategic directions and advocacy. The Board agreed to create two trustee ad-hoc committees; governance handbook – Rachel Hurd and Shelley Clark and communications calendar – Ken Mintz and Laura Bratt.
- On a motion by Ken Mintz seconded by Laura Bratt the Board voted to extend the meeting to 12:30pm (5/0) yea: Batra (advisory)
- 5.0 Public Comment** Helen of Dougherty Valley
- Adjournment** The meeting was adjourned at 12:33PM

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT

699 Old Orchard Drive, Danville, CA 94526

BOARD OF EDUCATION MEETING

September 14, 2021

MINUTES

The video from this meeting can be found on the District website at www.srvusd.net.

- 1.0 Call to Order** The Board of Education held its regular meeting at the SRVUSD Education Center. The meeting was called to order at 5:01PM.
- 2.0 Attendance** Board Members Present: Board President Susanna Ordway, Board Vice President Ken Mintz, Board Clerk Rachel Hurd, Board Members Laura Bratt and Shelley Clark
- Administrators Present: Superintendent John Malloy, Assistant Superintendents Keith Rogenski, Christine Huajardo and Danny Hillman, Chief Business Officer Greg Medici and Recording Secretary Cindy Fischer. Attorneys Arne Sandberg from Lozano Smith and Karen Samman and Jacqueline Litra from Fagen, Friedman & Fulfrost.
- 3.0 Acceptance of Closed Session Agenda and Public Comment** On a motion by Laura Bratt, seconded by Shelley Clark the closed session agenda was approved (5/0). There was no public comment.
- 4.0 Closed Session** The closed session was adjourned at 6:58PM.
- Board President Susanna Ordway reconvened the meeting in open session at 7:01PM.
- 5.0 Pledge of Allegiance/Attendance** Board Members Present: Board President Susanna Ordway, Board Vice President Ken Mintz, Board Clerk Rachel Hurd, Board Members Shelley Clark and Laura Bratt and Student Board Member Ronit Batra
- Administrators Present: Superintendent John Malloy, Assistant Superintendents Keith Rogenski and Christine Huajardo and Chief Business Officer Greg Medici. Executive Directors Debbie Petish and Nadine Rosenzweig and Director Chris George
- Others Present: 9 visitors attended. Recording Secretary Cindy Fischer
- 6.0 Report of Action Taken in Closed Session** No action was taken in closed session
- 7.0 Acceptance of Minutes** On a motion by Ken Mintz seconded by Laura Bratt, the August 24, 2021 minutes were approved. (5/0) Batra (advisory) – not in attendance
- 8.0 Agenda Approval and Consent Action**
- 8.1 Acceptance of Open Session Agenda** On a motion by Shelley Clark seconded by Rachel Hurd the open session agenda was approved. (5/0) Batra (advisory) – not in attendance
- 8.2 Approval of Consent Agenda** On a motion by Laura Bratt seconded by Ken Mintz, the consent agenda was approved. (5/0) Batra (advisory) – not in attendance

9.0 Reports to Board

- 9.1 Dyslexia Awareness Month** Coordinator Deanna Zappia
Public Comment: Helen of Dougherty Valley
- 9.2 Bullying Prevention Month** Coordinator Jessica Coulson
Public Comment: Helen of Dougherty Valley
- 9.3 Public Comment for Non-Agenda Items** Helen of Dougherty Valley, Danielle Alm and Courtney Drefahl
- 9.4 Report on the First Month of School** Superintendent Malloy along with Assistant Superintendents Christine Huajardo, Danny Hillman, Keith Rogenski and Greg Medici shared an update that covered what is working well, where we have more work to do and next steps.
Public Comment: Helen of Dougherty Valley and Courtney Drefahl
- 9.5 Association Presidents' Comments** CSEA President – Tami Castelluccio
SRVEA President – Laura Finco
- 10.0 Action Items/Public Hearings**
- 10.1 Consideration of Approval of the Access to Excellence Process** Superintendent Malloy
Public Comment: Helen of Dougherty Valley
On a motion by Ken Mintz, seconded by Rachel Hurd the Board approved the access to excellence process (5/0) yea: Batra (advisory)
- 10.2 Creating Effective Conditions to Fulfill our Strategic Directions** Superintendent Malloy
Public Comment: Helen of Dougherty Valley
On a motion by Rachel Hurd, seconded by Shelley Clark the Board approved creating effective conditions to fulfill our strategic directions (5/0) yea: Batra (advisory)
- 10.3 Consideration of Adoption of Resolution #30/21-22, Authorizing a Fiscal Year 2021-22 Assessment by the County of Contra Costa for the District's Outstanding General Obligation Bonds under the District's November 2002 and November 2012 Bond Measures** Chief Business Officer Greg Medici
Public Comment: None
On a motion by Ken Mintz, seconded by Shelley Clark the Board adopted Resolution #30/21-22 (5/0) yea: Batra (advisory)
- 10.4 Consideration of Acceptance of the 2021-22 Annual Financial Report – Unaudited Actuals** Chief Business Officer Greg Medici
Public Comment: None
On a motion by Rachel Hurd, seconded by Laura Bratt the Board accepted the 2021-22 annual financial report – unaudited actuals (5/0) yea: Batra (advisory)
- 10.5 Public Hearing for Sufficiency of Pupil Textbook and Instructional Materials, Grades K-12** Board President Ordway opened the public hearing.
Public Comment: None
Board President Ordway closed the public hearing.
- 10.6 Consideration of Adoption of Resolution #32/21-22 Statement of Assurance for the 2021-22 Sufficiency of Pupil Textbook and Instructional Materials Grades K-12** Assistant Superintendent Christine Huajardo
Public Comment: None
On a motion by Ken Mintz, seconded by Shelley Clark the Board adopted Resolution #32/21-22 (5/0) yea: Batra (advisory)

Consideration of Adoption of Resolution #29/21-22 Approval of Provisional Internship Permit (PIP) Request(s)

Assistant Superintendent Keith Rogenski

Public Comment: None

On a motion by Rachel Hurd, seconded by Laura Bratt the Board adopted Resolution #29/21-22 (5/0) yea: Batra (advisory)

11.0 Consent Items

- 11.1 Consideration of Approval of Certificated Personnel Changes
- 11.2 Consideration of Approval of Classified Personnel Changes
- 11.3 Consideration of Approval of Contracts/Purchases over \$50,000
- 11.4 Ratification of Warrants
- 11.5 Declaration of Surplus Property
- 11.6 Consideration of Adoption of Revision to Administrative Regulations 3541.1 transportation for School Related Trips and 6153 School Sponsored Trips
- 11.7 Consideration of Adoption of Resolution #31/21-22, Establishment of GANN Appropriation Limits
- 11.8 Preview of Textbook

12.0 Administrative Matters**12.1 Board Member's Reports**

Board members shared their reports and comments, noting attendance at the following:
 Student Board Member Batra attended the board governance workshop and student senate. He looks forward to attending the LCAP meeting next week.
 Board Member Clark attended the board governance workshop and the Danville/SRVUSD liaison meeting.
 Board Member Bratt attended the Community Advisory Committee (CAC) meeting, met with Supervisor Candace Anderson and attended the Contra Costa County Schools Board Association (CCCSBA) meeting.
 Board Clerk Hurd attended the 911-remembrance ceremony and will be attending a TRAFFIX meeting next week.
 Board President Ordway attended the Danville/SRVUSD liaison meeting, CCCSBA meeting, 911-remembrance ceremony and will attend the Facilities Oversight Advisory Committee (FOAC) meeting next week.

12.2 Superintendent's Report

No report

Adjourned

Adjourned 10:04PM

**Written Public Comment
September 14, 2021**

Gordon Sanderson September 13, 2021

5:11PM

School Board Members and Administrators,

I was very grateful to be able to speak to the Board at the last meeting in August and to voice my opinion about the Districts mask mandates. While I appreciate the District states it's; just following County mandates regarding masks, this does not absolve the District, its administrators, teachers or their union of their actions as you are the ones willingly implementing and enforcing them.

This letter is to inform you of the decades long extensive scientific literature that fails to show the efficacy of masks in preventing the spread of infectious diseases. It is to also inform you of the equally well-known risks associated with mask wearing. It is to also serve as a reminder of the very real and extensive legal ramifications of your direct actions pertaining to these ill-conceived mandates.

The District, its teachers and their union are actively engaged in spreading easily proven falsehoods, misleading information and unsubstantiated medical claims about the supposed "health benefits" of masks, to parents and children based on existing Meta-Analysis Peer reviewed scientific literature. Additionally, the aforementioned are purposefully omitting the clinically proven health "risks" associated with mask wearing to parents and children *as required by Federal law*.

Your participation in these deceptive health practices carry's significant criminal and civil implications as a group and as individuals. And if you think that separating children based on vaccine status isn't a major violation of private medical information outlined in current HIPAA laws then guess again.

In addition, there are daily coercive threats and psychological warfare being waged against our children about masks. In fact, the teachers are acting as the militant enforcement brigade empowered by their union and the District. They are utilizing disturbing well known psychological control tactics as found in Biderman's Chart of Coercion.

1. Isolation
2. Monopolization of perception
3. Induced debilitation and exhaustion
4. Threats
5. Occasional indulgences
6. Demonstrating "omnipotence" and "omniscience"
7. Degradation
8. Enforcing trivial demands

Many children and parents can confirm this deeply troubling practice occurring daily on campus. All these unethical and illegal practices need to stop immediately and you must begin following the law! In addition to the already immense physical, mental health and educational damage committed against our children this last year, the school is now doubling down by mandating that healthy students wear a medical "product" (masks) that creates the dangerously unhealthy process of deoxygenating the human body.

Our objection to our child wearing a mask is not based on personal opinion but rather, is based *solely on the overwhelming scientific evidence* that they do not work at stopping a virus and are in fact harming our children. The District is not informing parents or students of the multiple deleterious effects of mask wearing as required by law under US Code 360bbb (e) 1 A ii III.

(A)Required conditions With respect to the emergency use of an unapproved product, the Secretary, to the extent practicable given the applicable circumstances described in subsection (b)(1), shall, for a person who carries out any activity for which the authorization is issued, establish such conditions on an authorization under this section as the Secretary finds necessary or appropriate to protect the public health, including the following:

(ii) Appropriate conditions designed to ensure that individuals to whom the product is *administered are informed*—

(I)

that the Secretary has authorized the emergency use of the product;

(II)

of the significant known and potential benefits and risks of such use, and of the extent to which such benefits and risks are unknown; and

(III)

of the option to accept or refuse administration of the product, of the consequences, if any, of refusing administration of the product, and of the alternatives to the product that are available and of their benefits and risks.

The School District is; carrying out any activity which the authorization is issued, is in violation of this code because you have "NOT" informed parents and children of the "potential" benefits (there are none) or the "known" risks (there are many) associated with mask wearing per the above code.

In fact, the CDC, State and County mandates are not following the highest level of *Evidence Based Medicine*. I've included some valuable Peer reviewed resources for the Districts review. We want to make sure that the school district is following all the most recent facts and highest peer reviewed science. We also want to make sure the District is not using the lowest level of medical evidence or bending to *political agenda's* and constant methodical *fear mongering*.

Evidence Based Medicine (EBM) has stringent levels of evidence analysis ranging from low level; “*observational*” studies (Background information, Op-ed articles, Expert opinion & case studies) to “*experimental*” studies; (randomized & nonrandomized controlled trials) to the highest level; “*critical appraisal*” (Systematic reviews & meta-analysis). This includes Randomized Controlled Trial (RCT) studies that are peer reviewed. Only RCT’s carry the highest standard of evidentiary proof for a very significant reason. There is a vast amount of pseudoscience in the Medical industry and this process vets any medical claims through intense scrutiny of EBM.

Advocates for mask mandates simply do not have the highest-levels of scientific evidence to support their arguments. They can only cite low-level science - retrospective observational articles, op-eds, randomized studies and “expert” opinions. There are no Peer reviewed RCT studies showing the efficacy of mask wearing dating back to the 1940’s. Here is a recent sample of the many I’ve included below.

One of the largest and highest-level of evidence studies on the effectiveness of face masks on the transmission of respiratory viruses, which was recently released by the CDC, is Jingyi Xiao et al.—Nonpharmaceutical Measures for Pandemic Influenza in Nonhealthcare Settings: Personal, Protective, and Environmental Measures.

Emerging Infectious Diseases, Vol. 26, No. 5, (May 2020). https://wwwnc.cdc.gov/eid/article/26/5/19-0994_article

This CDC meta-analysis found that facemasks failed to provide a significant reduction to virus transmission.

“In our systematic review, we identified 10 [randomly controlled trials] that reported estimates of the effectiveness of face masks in reducing laboratory-confirmed influenza virus infections in the community from literature published during 1946–July 27, 2018. In pooled analysis, we found no significant reduction in influenza transmission with the use of face masks.”

There is limited evidence for the effectiveness of facemasks in preventing influenza virus transmission either when worn by the infected person for source control or when worn by uninfected persons for exposure reduction. Our systematic review found no significant effect of facemasks on transmission of laboratory-confirmed influenza.

Thus far it is very clear that the state, county and School Board are not considering the highest level Peer reviewed RCT studies in their decision making process nor do they appear to want to. This letter and accompanying data are an attempt to help the District make a fully informed decision so that no one is being *unfairly treated, discriminated against, singled out or deprived of their civil rights*.

Equally as disturbing is the fact that the School Board is not offering transparent answers for their conclusions. Just following CDC and county orders without any questioning or vetting of their claims is not what you are elected to do. You are simply green stamping edicts that are not grounded in “known” science.

It is absolutely critical that the District do everything in their power to listen to all sides of this argument. The world-renowned medical experts listed below offer a vast amount of PEER reviewed RCT studies showing irrefutable scientific data that runs counter to the directives you are following, mandating and illegally enforcing. It’s also important to understand how we got here and why the WHO changed their decades long stance on masks. Politics and lobbying.

The following is the Twitter post from Deborah Cohen, UK correspondent for BBC Newsnight and 2019 British Journalism Award winner. The post indicates that her investigation of the WHO’s change from not recommending masks to recommending masks had everything to do with politics and lobbying. *DeborahCohen @deb_cohen*.

“We had been told by various sources WHO committee reviewing the evidence had not backed masks but they recommended them due to political lobbying. This point was put to WHO who did not deny. We said some people think we should not wait for Randomized controlled trials before putting policies in place.” 4:25 AM . Jul 12, 2020

Here are just a few the worlds’ most prominent Medical experts on the topic of Covid with accompanying articles and video’s below. This does not include a plethora of others and highly regarded Medical experts and Groups who are asking legitimate questions about highly dubious never done before protocols.

- *Dr. McCullough MD MD, MPH, FACC, FACP, FAHA, FASN, FNKF, FNLA, FCRSA* (video below) is the worlds most published medical authority and has 46 peer reviewed publications on Covid. He holds the honor of being the most cited medical doctor on COVID-19 treatments at the National Library of Medicine, with more than 600 citations. He developed the *Pathophysiological Basis and Rationale for Early Outpatient Treatment of SARS-CoV-2 Infection*

- *Dr. Robert Malone* (video below) “inventor of Rmna vaccine technology” has stated, we have taken everything we know about virology and epidemiology and turned in on its head throwing out decades of epidemiological protocols.

- *Paul Elias Alexander, PhD*, has expertise in the teaching of epidemiology (clinical epidemiology), evidence-based medicine, and research methodology. He is a former professor at McMaster University in evidence-based medicine; former COVID pandemic advisor to WHO-PAHO in Washington, D.C. (2020); and a former senior advisor on COVID pandemic policy at the U.S. government’s Department of Health and Human Services (HHS) in Washington

According to Dr. Alexander in a recent article (below), he states there are at least 47 published, PEER reviewed scientific papers confirming that masks are useless and another 32 point to specific health damage caused by wearing masks and stated; *it’s a ridiculous notion that covering one’s breathing holes is somehow good for one’s health*.

Should the District fail to come to the same conclusions as these and other world-renowned experts then fine, it’s now incumbent upon you to provide the public with all RCT study’s that refutes these expert claims. The time of just do what we say is over and it is now time for actual scientifically based proof.

We ask for the immediate release of your findings, as we simply cannot allow the school District to continue to place restrictive health mandates on our children without sound scientific data supporting its claims. As a public school system funded by our tax dollars we deserve total transparency and proof, as to how you came to your conclusions and why you believe them to be safe, effective and prudent along with all associated risks. Show us the proof!!

The human respiratory system is unique and amazing. THE essential primary ingredient for well-being starts with the uninterrupted supply of oxygen. It is unquestionably integral to maintaining optimal health wherein two tiny nostrils and a mouth supply 100% of our daily oxygen requirements. Prolonged mask wearing is *clinically proven* to result serious life-threatening illness whenever oxygen is deprived, restricted or inhibited over time.

The clinically proven deleterious effects of prolonged Mask wearing include; *Mask induced exhaustion syndrome (MIES), lowered cognition, suppressed immune system, respiratory impairment, blood oxygen depletion, bacterial pneumonia, fatigue, exhaustion, head aches, increased heart*

rate, acidosis, hypercapnia, hypoxia, re-inhaling pathogens, germs & bacteria trapped in masks along with a myriad of relevant, undesired medical, organ and organ system related phenomena. See the RCT studies provided below.

None of these are considered acceptable outcomes in an attempt to avoid a virus and oxygen restriction *has never* been considered a healthy practice. These are not theories in need of research, these are fact-based results on mask wearing derived from meta-analysis research. As such, no health department, county official or Governor has the legal, moral or ethical authority to force anyone to wear a mask under any circumstance. Neither does a school board, superintendent, principle, teacher or a janitor.

Properly informed parents and children can and should be the only ones making the decisions about these risks. None of you are medically qualified or legally authorized to do so. The bigger legal and medical questions are, why are you neglecting to inform us of these very substantial health risks and very limited health benefits?

The school District and the Union are drifting into deep constitutional civil rights violations and need to seriously reconsider their actions. The right to breathe free unrestricted oxygen cannot be abridged because of a pandemic and the notion of such is ridiculous on its face.

Our child has an inherent God given right to freely breathe unrestricted oxygen and anyone trying to deprive him of that under any supposed "medical" pretense does not have our informed consent to do so. Any forced invasive procedure such as mandated "oxygen deprivation" via mask wearing constitutes the *tort of battery under law*. Failure to provide informed consent with known risks and benefits is also grounds for medical malpractice. Don't trust me, ask your attorney's.

Add to all of this the stunning admission by the Director of the NIH on 8-17-21 that *masking rules for children are based on rare anecdotes, not data!!!* Are you listening now?

The County, School Board and the CTA state they are following the most CDC guidelines on masks however, the study the CDC cited (below) for the mandate from India just *failed PEER reviewed confirmation*.

As School Board members you were all elected by, we the people. You swore an oath to uphold the US Constitution and to represent us, not the union who donate to your election campaigns. No county mandate, regulation, edict or law supersedes the Constitution. Supreme Court case law also states that our liberties may not be interfered with under the guise of public interest. You have no legal right to penalize, separate, humiliate, make an example of, coerce, chastise, reprimand, threaten or intimidate anyone who does not give their informed consent for masks.

You should be aware that dozens of legally binding affidavits are being prepared for delivery to the Sheriff's office. They name the Contra Costa County Health Director and every County Supervisor for their dereliction of duty and failure to execute sound medical and political judgment for their "mandated" actions in this crisis. Constitutional civil rights, Supreme Court case law and Nuremberg violations were listed in those affidavits, just like the one's mentioned in my initial letter to the school.

This process has been ongoing throughout the state for months and as a result, multiple county officials have already been forced to leave office with significant legal consequences looming. There are now 5 counties with active criminal investigations ongoing. School boards, their administrators and the CTA will not escape what is coming either and so I strongly urge you to do the right thing now.

To surmise,

- ü The District, School Board, Teachers and their Union are all in violation of US Code 360bbb (e) 1 A ii III for not properly disclosing the known health risks and benefits of mask wearing. As a result you have failed to meet the "informed consent" as required by this law.
- ü You are also, knowingly using only the lowest level of EBM and are actively suppressing and disregarding the highest level of EBM and as such, you are acting with medical negligence.
- ü All the aforementioned are using illegal and psychologically damaging coercion tactics against minors in order to implement a clinically proven unhealthy policy. This is being done in a shaming prejudicial manner supporting with half-truths and low-level facts in order to gain control over behavior.
- ü You have knowingly and willingly disclosed private health information by separating children by vaccine status. Violations of HIPAA laws carry with it severe penalties both civil and criminal for groups and individuals that include monetary settlements and imprisonment.
- ü You are in violation of established civil rights law that states no liberties can be restricted for "the public interest".

Finally, at the last Board meeting a very concerned Christian Taiwanese parent pointed out an Asian gentleman filming all the parents in attendance. She openly accused this man of being associated with the Chinese Communist Party after which he abruptly left the meeting with his large camera. We want to know more about her deeply troubling accusations about this man.

- 1.) What was this persons name and who does he work for?
- 2.) Is he a parent of a student residing in the school district?
- 3.) Who authorized him to film parents at the meeting?
- 4.) What are his affiliations with the Board or the Teachers Union?
- 5.) Was he contracted to film previous meetings?
- 6.) What was his purpose when the meeting is already being recorded?
- 7.) Is this person affiliated with the CCP?

I'll leave you with the following quote from William Wilberforce, the Great Christian abolitionist who ended slavery the UK and changed the millennia long mindset the whole world held about institutional slavery.

"You may choose to look the other way but, you can never say again that you did not know". William Wilberforce

You will now no longer be able to say that you did not know and should you choose to look away, you will do so at your own legal peril.

We are seeking detailed and concrete answers and solutions to the very legitimate legal, moral and ethical concerns mentioned in this email and so your prompt reply is greatly appreciated and expected.

Sincerely,

Gordon Sanderson

If you can't link to any of the below information then simply cut and paste into your browser.

Biderman's Psychological Chart of Coercion https://en.wikipedia.org/wiki/Biderman%27s_Chart_of_Coercion

NIH Director admits masking rules for children are based on rare anecdotes, not data!! <https://thefederalist.com/2021/08/17/nih-director-francis-collins-admits-masking-rules-for-kids-are-based-on-rare-anecdotes-not-data/>

Lies and absurdities about Covid Response Dr Paul Elias Alexander PHD. <https://www.lifesitenews.com/opinion/lies-and-absurdities-that-damaged-the-covid-pandemic-response/>

47 Studies show masks are useless in preventing Covid infection and transmission. <https://www.lifesitenews.com/news/47-studies-confirm-ineffectiveness-of-masks-for-covid-and-32-more-confirm-their-negative-health-effects/>

Masks did not slow the spread of Covid. <https://townhall.com/tipsheet/spencerbrown/2021/05/26/new-study-refutes-fauci-efficacy-of-mask-mandates-n2589990>

<https://www.medrxiv.org/content/10.1101/2021.05.18.21257385v1.full.pdf>

The Hazards of wearing masks & Mask Induced Exhaustion Syndrome MIES <https://www.mdpi.com/1660-4601/18/8/4344/htm>
 Why Wearing a Mask Makes Healthy People Sick. An Evidence Based Analysis of Why Masks Are Ineffective, Unnecessary and Harmful <https://files.constantcontact.com/07d815b3801/c8f13200-ecb2-431f-89df-8285e2527151.pdf>
 Study: Long term mask use breeds microbes that infiltrate the lungs and contribute to advanced stage lung cancer. <https://www.science.news/2021-01-15-long-term-mask-use-breeds-microbes-lung-cancer.html>

Evidence Based Analysis of why Masks are ineffective, Unnecessary and Harmful. <https://files.constantcontact.com/07d815b3801/c8f13200-ecb2-431f-89df-8285e2527151.pdf>

The CDC used a discredited study on masks from India that failed peer review as their premise for mask mandates. https://www.americanthinker.com/blog/2021/07/the_cdc_uses_discredited_inapplicable_authority_to_back_its_new_mask_guidelines.html

Dr McCullough MD, MPH, FACC, FACP, FAHA, FASN, FNKF, FNLA, FCRSA is the worlds most published medical authority and has 46 peer reviewed publications on Covid. <https://rumble.com/vk5id0-dr.-peter-mccullough-urgent-warning-about-poisonous-jabs-an-agonizing-situa.html>

Random Controlled Trial study Danish study shows masks don't work. <https://swprs.org/danish-mask-study-no-benefit/>

John Hopkins study shows zero Covid deaths among healthy children. <https://thefederalist.com/2021/07/21/johns-hopkins-study-found-zero-covid-deaths-among-healthy-kids/>

Virus is spreading in highly vaccinated countries. <https://thevaccinereaction.org/2021/07/coronavirus-spreading-among-the-vaccinated-in-highly-vaccinated-countries/>

The physics of mask wearing. https://www.americanthinker.com/articles/2021/07/when_it_comes_to_masks_physics_will_always_trump_politics.html

Inventor of Rmna vaccine technology Dr. Malone states unequivocally that the vaccine doesn't work nor do masks or social distancing. <https://electionwiz.com/2021/07/31/dr-malone-cdcs-own-data-shows-masks-junk-science-is-driving-authoritarianism/>

PCR test inventor and Nobel Prize winner not designed for Covid. <https://fcpp.org/2021/02/27/pcr-test-is-flimsy-say-inventor-and-courts/>

Dr Ryan Cole, nearly all viral infectious lung disease is a result of vitamin D3 deficiency <https://youtu.be/FNfHdLPht0g>

Great Barrington Declaration <https://gbdeclaration.org>

If masks can't stop smoke, which is 4 times larger than a virus then, it can't stop C-19. https://www.cdc.gov/disasters/covid-19/wildfire_smoke_covid-19.html

Medical experts dissect CDC's botched response. We never treat a virus in this manner. <https://beckernews.com/medical-experts-piece-by-piece-deconstruction-of-cdcs-botched-covid-response-leaves-school-board-audience-cheering-40794/>

Dr. McCullough: Natural immunity is effective, vaccines are not. <https://rairfoundation.com/renowned-cardiologist-dr-peter-mccullough-natural-immunity-is-effective-covid-vaccines-are-not-video/>

Evidenced based analysis why masks don't work against

Covid. https://www.citizensforreespeech.org/why_masks_don_t_work_against_covid_19?fbclid=IwAR0Qviyvt6BObOgaMij03Cj0fgTcm_gm5jhXcMkO8GcH3Kur-bwib0o8rf8

65 Meta-analysis studies show masks cause physical harm. <https://principia-scientific.com/65-studies-reveals-face-masks-do-cause-physical-harm/>

Dorris Lam

September 14, 2021

9:26AM

Dear Board Members,

Thank you for the mask mandate indoor and the COVID Dashboard that updates all the positive COVID cases in our school district. I'm writing to advocate for increased transparency and increased safety measures for our schools.

Transparency on COVID Dashboard: On the COVID dashboard website, the school district should define what is an "outbreak" in school and disclose the thresholds for adjusting the safety measure. The COVID dashboard should include another column to indicate whether the cases are coming from student-to-student transmission, or from home. Similar to the air quality dashboard, the school district should add another column on the dashboard to indicate the level of concerns such as mild, moderate and severe. Based on those levels, the school should adjust their safety measures accordingly.

Safety Measures: All teachers should be provided a voice amplifier to reduce the spread of COVID. In large classrooms, teachers are forced to speak louder than they normally would with the mask on. Problems arise where teachers pull their mask outward to either speak louder so that students can hear or to catch their breath. I witnessed this during the back-to-school night. Pulling the mask outward temporarily, while being indoor, may increase the spread of COVID. Let's sympathize with the teachers and give them the tools to mitigate this problem – have voice amplifiers in every classroom.

Increased transparency on the COVID dashboard will help educate the community on the matters so that the district can get the buy-in from the community if and when increased safety measures are adjusted. Thank you and I look forward to your response.

Sincerely,
Dorris Chow

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: **October 5, 2021**

TOPIC: **PUBLIC HEARING FOR THE INITIAL PROPOSAL FOR LABOR
NEGOTIATIONS FROM SAN RAMON VALLEY EDUCATION
ASSOCIATION (SRVEA) TO SAN RAMON VALLEY UNIFIED SCHOOL
DISTRICT FOR THE 2020-21 AND 2021-22 SCHOOL YEARS**

DISCUSSION:

The San Ramon Valley Education Association (SRVEA) is presenting, or “sunshining”, its initial proposal for labor negotiations at this meeting. The Educational Employment Relations Act requires a public hearing on the bargaining proposal prior to the commencement of negotiations. The public is invited to comment on the initial proposal during the public hearing.

RECOMMENDATION:

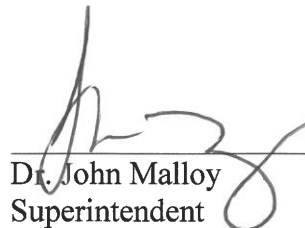
The Board of Education hold a public hearing at this meeting on the San Ramon Valley Education Association’s (SRVEA) initial bargaining proposal for labor negotiations with San Ramon Valley Unified School District for the 2020-21 and 2021-22 school years.

BUDGET IMPLICATIONS:

None at this time.



Keith Rogenski
Assistant Superintendent
Human Resources



Dr. John Malloy
Superintendent

10.1
Item Number

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: **October 5, 2021**

TOPIC: **PUBLIC HEARING FOR THE INITIAL PROPOSAL FOR LABOR
NEGOTIATIONS FROM SAN RAMON VALLEY UNIFIED SCHOOL
DISTRICT TO SAN RAMON VALLEY EDUCATION ASSOCIATION
(SRVEA) FOR THE 2020-21 AND 2021-22 SCHOOL YEARS**

DISCUSSION:

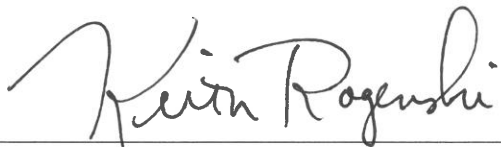
The San Ramon Valley Unified School District is presenting, or “sunshining”, its initial proposal for labor negotiations at this meeting. The Educational Employment Relations Act requires a public hearing on the bargaining proposal prior to the commencement of negotiations. The public is invited to comment on the initial proposal during the public hearing.

RECOMMENDATION:

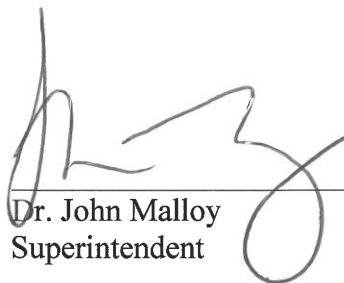
The Board of Education hold a public hearing at this meeting on the San Ramon Valley Unified School District initial bargaining proposal for labor negotiations with the San Ramon Valley Education Association (SRVEA) for the 2020-21 and 2021-22 school years.

BUDGET IMPLICATIONS:

None at this time.



Keith Rogenski
Assistant Superintendent
Human Resources



Dr. John Malloy
Superintendent

10.2

Item Number

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: **October 5, 2021**

TOPIC: **CONSIDERATION OF ACCEPTANCE OF THE INITIAL PROPOSAL
FOR LABOR NEGOTIATIONS FROM SAN RAMON VALLEY
EDUCATION ASSOCIATION (SRVEA) TO SAN RAMON VALLEY
UNIFIED SCHOOL DISTRICT FOR THE 2020-21 AND 2021-22 SCHOOL
YEARS**

DISCUSSION:

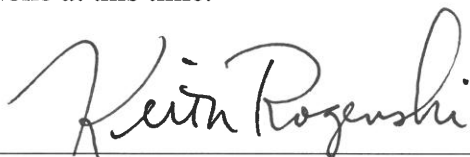
Pursuant to the Educational Employment Relations Act, initial proposals for negotiations by school districts and labor unions must be “sunshined”, or submitted at a public meeting of the Governing Board, prior to the commencement of negotiations. The initial proposal from the San Ramon Valley Education Association (SRVEA) for the 2020-21 and the 2021-22 school years is attached hereto. A public hearing is also provided for as a separate agenda item at this meeting, at which time members of the public may comment on the proposal.

RECOMMENDATION:

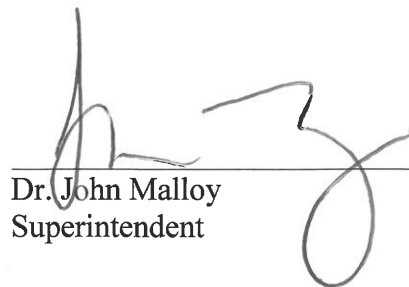
Accept the Initial Proposal from the San Ramon Valley Education Association (SRVEA) for the 2020-21 and 2021-22 school year negotiations.

BUDGET IMPLICATIONS:

None at this time.



Keith Rogenski
Assistant Superintendent
Human Resources



Dr. John Malloy
Superintendent

10.3

Item Number

**SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
INITIAL PROPOSAL FOR ANNUAL REOPENER NEGOTIATIONS
BETWEEN
SAN RAMON VALLEY EDUCATION ASSOCIATION
AND
SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT**

October 5, 2021

The San Ramon Valley Education Association (SRVEA) membership is committed to partnering with SRVUSD management to secure the best for our students: best supports, best class sizes, best educators. SRVEA members hereby submits the following initial proposal for negotiations with the San Ramon Valley Unified School District for 2020-21 and 2021-22 annual reopener negotiations.

All terms and conditions of the current collective bargaining agreement between the San Ramon Valley Unified School District and the San Ramon Valley Education Association will remain unchanged, with the exception of agreements that are reached on the articles identified below.

The San Ramon Valley Education Association submits the following articles to re-open contract negotiations for 2020-2021:

- Article XXI (Salaries) and Article XXII (Health and Welfare Benefits)
 - SRVUSD must retain and recruit the best educators for our students. Therefore, to seek competitive compensation in order to attract and retain highly sought-after educators who are qualified to address the diverse and unique needs of students served by this district.
- Article XVI (Leaves)
 - As support for the SRVUSD Local Control Accountability Plan (LCAP), management must retain and attract the best educators. Therefore, management must provide professional utilization of accrued paid and unpaid leave.
 - To retain and attract the best educators for our students, management must professionalize this article by modifying/expanding existing leave classifications
- Reserve the right to re-open one (1) additional article

Furthermore, the San Ramon Valley Education Association submits the following articles to re-open contract negotiations for 2021-2022:

- Article XXI (Salaries) and Article XXII (Health and Welfare Benefits)
 - SRVUSD must retain and recruit the best educators for our students. Therefore, to seek competitive compensation in order to attract and retain highly sought-after educators who are qualified to address the diverse and unique needs of students served by this district
- Article XII (Hours of Employment)
 - Our students deserve the best supports. In order to focus on students/classrooms by providing adequate instructional planning and preparation time at the elementary level
 - All SRVUSD students at all levels deserve the best supports. Management must provide equitable planning and preparation time for all unit members, including special educators (including teachers of students with visual impairments), nurses, counselors, speech and language pathologists, itinerant teachers, early childhood education teachers, and school psychologists
- Reserve the right to re-open one (1) additional article

The San Ramon Valley Education Association reserves its individual respective right to create, add to, delete from, amend and modify its proposals and/or open articles of the contract during the negotiation process.

Unless otherwise indicated, proposals are in conceptual format. The San Ramon Valley Education Association looks forward to meeting with District management to address these issues and to achieve an early and amicable settlement that promotes the best for our students during this round of negotiations.

Submitted by:

Date submitted:



9/29/2021

Laura Finco, President-- San Ramon Education Association

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: October 5, 2021

TOPIC: CONSIDERATION OF ACCEPTANCE OF THE INITIAL PROPOSAL FOR LABOR NEGOTIATIONS FROM SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT TO SAN RAMON VALLEY EDUCATION ASSOCIATION (SRVEA) FOR THE 2020-21 AND 2021-22 SCHOOL YEARS

DISCUSSION:

Pursuant to the Educational Employment Relations Act, initial proposals for negotiations by school districts and labor unions must be “sunshined”, or submitted at a public meeting of the Governing Board, prior to the commencement of negotiations. The initial proposal from the San Ramon Valley Unified School District for thre 2020-21 and the 2021-22 school years is attached hereto. A public hearing is also provided for as a separate agenda item at this meeting, at which time members of the public may comment on the proposal.

RECOMMENDATION:

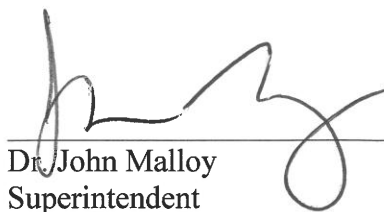
Accept the Initial Proposal from the San Ramon Valley Unified School District for the 2020-21 and 2021-22 school year negotiations.

BUDGET IMPLICATIONS:

None at this time.



Keith Rogenski
Assistant Superintendent
Human Resources



Dr. John Malloy
Superintendent

10.4

Item Number

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
INITIAL PROPOSAL FOR ANNUAL REOPENER NEGOTIATIONS
BETWEEN
SAN RAMON VALLEY EDUCATION ASSOCIATION
AND
SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT

October 5, 2021

The San Ramon Valley Unified School District hereby submits the following initial proposal for negotiations with San Ramon Valley Education Association for 2020-21 and 2021-22 annual reopener negotiations.

All terms and conditions of the current collective bargaining agreement between the San Ramon Valley Unified School District and the San Ramon Valley Education Association will remain unchanged, with the exception of agreements that are reached on the articles identified below. The San Ramon Valley Unified School District wishes to discuss and negotiate:

- | | |
|-----------------|----------------------|
| 1. Article XIII | School Year Calendar |
| 2. Article XX | Evaluation Procedure |
| 3. Article XXI | Salaries |
| 4. Appendixes | |

The San Ramon Valley Unified School District reserves its individual respective right to create, add to, delete from, amend and modify its proposals and/or open articles of the contract during the negotiation process.

DATE: October 5, 2021

TOPIC: FALL 2021 REFINANCING OF \$265 MILLION OF DISTRICT'S GENERAL OBLIGATION BONDS: CONSIDERATION OF APPROVAL OF RESOLUTION #37/21-22, AUTHORIZING THE SALE AND ISSUANCE OF NOT TO EXCEED \$265,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, IN ONE OR MORE SERIES, APPROVING THE FORMS OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF ONE OR MORE ESCROW AGREEMENTS, BOND PURCHASE AGREEMENTS AND CONTINUING DISCLOSURE CERTIFICATES, APPROVING THE FORM OF ONE OR MORE OFFICIAL STATEMENTS, AND AUTHORIZING THE EXECUTION OF NECESSARY DOCUMENTS AND CERTIFICATES AND RELATED ACTIONS

DISCUSSION: This agenda item documents refinancing of \$265 million in San Ramon Valley Unified School District General Obligation Bonds. This bond refinance transaction is similar to refinancing a home mortgage. Just like when a family refinances their home mortgages, this bond refinancing transaction will allow the District to lower the interest rates and interest payments required to pay-off the District's general obligation bonds.

The Board of Education is requested to approve the above-referenced resolution authorizing the issuance of not to exceed \$265,000,000 of refunding bonds (the "Refunding Bonds") (i) to refund all or a portion of the District's outstanding General Obligation Refunding Bonds, Series 2013, (ii) to refund all or a portion of the District's outstanding General Obligation Bonds, Election of 2012, Series 2013, (iii) to refund all or a portion of the District's outstanding General Obligation Bonds, Election of 2012, Series 2015 (collectively, the "Prior Bonds"), and (iv) to pay costs of issuance of the Refunding Bonds.

This refunding is expected to generate savings for the District's taxpayers. This refunding will reduce aggregate property taxes and will not increase the terms of the outstanding Prior Bonds. Staff wishes to proceed with the refunding.

The Refunding Bonds will be sold and issued by the District. Fieldman, Rolapp & Associates, Inc. will serve as the municipal advisor for the transaction, and Orrick, Herrington & Sutcliffe LLP will serve as bond counsel and disclosure counsel. Stifel, Nicolaus & Company, Incorporated and Barclays Capital Inc. will serve as the underwriters.

The Board of Education is requested to approve the above-referenced resolution authorizing the issuance of the Refunding Bonds and the refunding of the outstanding Prior Bonds and approve various documents and actions, as follows:

1. **Resolution.** The resolution authorizes the issuance of the Refunding Bonds and establishes parameters for the terms thereof, approves the forms of and authorizes the execution and delivery of the financing documents (including the Bond Purchase Agreement, the Escrow Agreement and the Continuing Disclosure Certificate), approves the form of and authorizes the distribution of the Official Statement (in preliminary and final form), and sets forth the security provisions for the Refunding Bonds and the covenants of the District to bond owners.

2. **Bond Purchase Agreement.** The Bond Purchase Agreement will specify the purchase price of the Refunding Bonds to be paid by the underwriters, the interest rates, maturity dates and principal amounts of each maturity of the Refunding Bonds, the date, time and place of the closing of the Refunding Bond issue, the allocation of the expenses incurred in connection with the Refunding Bond issue, the parties' representations to and agreements with each other, conditions which the District must satisfy before the underwriters become obligated to purchase the Refunding Bonds.

2. **Bond Purchase Agreement.** The Bond Purchase Agreement will specify the purchase price of the Refunding Bonds to be paid by the underwriters, the interest rates, maturity dates and principal amounts of each maturity of the Refunding Bonds, the date, time and place of the closing of the Refunding Bond issue, the allocation of the expenses incurred in connection with the Refunding Bond issue, the parties' representations to and agreements with each other, conditions which the District must satisfy before the underwriters become obligated to purchase the Refunding Bonds.

3. **Escrow Agreement.** The Escrow Agreement sets forth the terms for the refunding of the outstanding Prior Bonds to be refunded, including the deposit and investment of moneys to be held by the escrow bank and the terms for paying the Prior Bonds prior to the redemption date or through maturity, as applicable, and redeeming the Prior Bonds that are callable early on the redemption date.

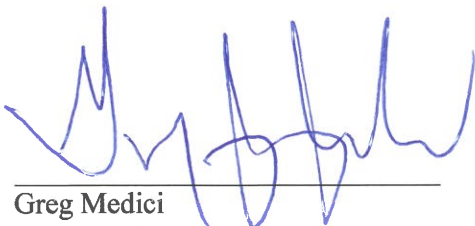
4. **Continuing Disclosure Certificate.** Federal securities laws indirectly require districts to disclose and annually update certain financial and operating information relevant to the security and repayment of bonds. The Continuing Disclosure Certificate contains the undertakings of the District to provide the ongoing disclosure in the form of annual reports and event notices.

5. **Official Statement.** The Official Statement (in its preliminary and final form) is used to provide information to investors and prospective investors about the District and the Refunding Bonds. The Refunding Bonds constitute securities for purposes of state and federal securities laws and, therefore, the offering and sale of the Refunding Bonds through the Official Statement is subject to certain provisions of such laws, including, importantly, the anti-fraud laws. The Official Statement sets forth information about the terms of the Refunding Bonds, the security for the Refunding Bonds, the sources and uses of the proceeds of the Refunding Bonds, the District and the tax base of the District, and the documents under which the Refunding Bonds are issued.

The documents above have been provided to the Board under separate cover. Additional information related to the documentation for the transaction can be found via the district Business Office website: www.srvusd.net/business

RECOMMENDATION: The Administration recommends that the board adopt Resolution #37/21-22, and authorize staff to take the necessary steps to proceed with the refunding.

BUDGET IMPLICATIONS: The Refunding Bonds will be paid from taxes on property within the District levied and collected by the County of Contra Costa.



Greg Medici
Chief Business Officer



Dr. John Malloy
Superintendent

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 37/21-22

A RESOLUTION OF THE BOARD OF EDUCATION OF THE SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT AUTHORIZING THE SALE AND ISSUANCE OF NOT TO EXCEED \$265,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, IN ONE OR MORE SERIES, APPROVING THE FORMS OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF ONE OR MORE ESCROW AGREEMENTS, BOND PURCHASE AGREEMENTS AND CONTINUING DISCLOSURE CERTIFICATES, APPROVING THE FORM OF ONE OR MORE OFFICIAL STATEMENTS, AND AUTHORIZING THE EXECUTION OF NECESSARY DOCUMENTS AND CERTIFICATES AND RELATED ACTIONS

WHEREAS, on February 14, 2013, the San Ramon Valley Unified School District (the "District") issued the San Ramon Valley Unified School District (County of Contra Costa, California) General Obligation Refunding Bonds, Series 2013 (the "Prior 2013 Refunding Bonds"), in the original aggregate principal amount of \$52,200,000; and

WHEREAS, on March 13, 2013, the District issued the San Ramon Valley Unified School District (County of Contra Costa, California) General Obligation Bonds, Election of 2012, Series 2013 (the "Prior 2013 New Money Bonds"), in the original aggregate principal amount of \$74,995,000; and

WHEREAS, on April 23, 2015, the District issued the San Ramon Valley Unified School District (County of Contra Costa, California) General Obligation Bonds, Election of 2012, Series 2015 (the "Prior 2015 Bonds," and collectively with the Prior 2013 Refunding Bonds and the Prior 2013 New Money Bonds, the "Prior Bonds" and each series of Prior Bonds, individually, a "Series of Prior Bonds"), in the original aggregate principal amount of \$125,000,000; and

WHEREAS, pursuant to Articles 9 and 11 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code and other applicable law (collectively, the "Act"), the District is authorized to issue refunding bonds to refund all or a portion of one or more Series of Prior Bonds; and

WHEREAS, it is desirable that all or a portion of one or more Series of Prior Bonds be refunded (such refunded Prior Bonds being referred to herein as the "Refunded Bonds" and each series of Refunded Bonds, individually, a "Series of Refunded Bonds"); and

WHEREAS, in order to refund all or a portion of one or more Series of Prior Bonds, it is desirable that the District issue one or more series of refunding bonds to be designated the "San Ramon Valley Unified School District (Contra Costa County, California) General Obligation Refunding Bonds," with such additional or other series designations as may be approved as herein provided (collectively, the "Refunding Bonds" and each series of Refunding Bonds,

individually, a “Series of Refunding Bonds”), according to the terms and in the manner herein provided; and

WHEREAS, the District desires to secure the timely payment of all or a portion of the principal of and interest on each Series of Refunding Bonds by obtaining a bond insurance policy with respect thereto, if such a policy is available and determined to be economically advantageous; and

WHEREAS, the moneys to pay and redeem each Series of Refunded Bonds will be applied to such purpose pursuant to one or more Escrow Agreements by and between the District and the paying agent for such Series of Prior Bonds, as paying agent and as escrow bank (each such Escrow Agreement, in the form presented to this meeting, with such changes, insertions and omissions as are made pursuant to this Resolution, being referred to herein as an “Escrow Agreement”); and

WHEREAS, the Board of Education of the District (the “Board of Education”) desires to authorize the sale of each Series of Refunding Bonds by a negotiated sale pursuant to one or more Bond Purchase Agreements (each such Bond Purchase Agreement, in the form presented to this meeting, with such changes, insertions and omissions as are made pursuant to this Resolution, being referred to herein as a “Bond Purchase Agreement”) to be entered into with Stifel, Nicolaus & Company, Incorporated, as representative of itself and Barclays Capital Inc., as underwriters (the “Underwriters”); and

WHEREAS, Rule 15c2-12 promulgated under the Securities Exchange Act of 1934 (“Rule 15c2-12”) requires that, in order to be able to purchase or sell the Refunding Bonds, the Underwriters must have reasonably determined that the District has undertaken in a written agreement or contract for the benefit of the holders of the Refunding Bonds to provide disclosure of certain financial and operating information and certain enumerated events on an ongoing basis; and

WHEREAS, in order to cause such requirement to be satisfied, the District desires to execute and deliver one or more Continuing Disclosure Certificates (each such Continuing Disclosure Certificate, in the form presented to this meeting, with such changes, insertions and omissions as are made pursuant to this Resolution, being referred to herein as a “Continuing Disclosure Certificate”); and

WHEREAS, a form of the Preliminary Official Statement to be distributed in connection with a public offering of the initial Series of Refunding Bonds has been prepared (such Preliminary Official Statement, in the form presented to this meeting, with such changes, insertions and omissions as are made pursuant to this Resolution, being referred to herein as the “Preliminary Official Statement”); and

WHEREAS, there have been prepared and submitted to this meeting forms of:

- (a) the Escrow Agreement;
- (b) the Bond Purchase Agreement;

(c) the Continuing Disclosure Certificate; and

(d) the Preliminary Official Statement; and

WHEREAS, California Government Code Section 5852.1 requires that the Board of Education obtain from an underwriter, financial advisor or private lender and disclose, prior to authorization of the issuance of bonds with a term of greater than 13 months, good faith estimates of the following information in a meeting open to the public: (a) the true interest cost of the bonds, (b) the sum of all fees and charges paid to third parties with respect to the bonds, (c) the amount of proceeds of the bonds expected to be received net of the fees and charges paid to third parties and any reserves or capitalized interest paid or funded with proceeds of the bonds, and (d) the sum total of all debt service payments on the bonds calculated to the final maturity of the bonds plus the fees and charges paid to third parties not paid with the proceeds of the bonds; and

WHEREAS, in compliance with California Government Code Section 5852.1, the Board of Education has obtained from Fieldman, Rolapp & Associates, Inc., as financial advisor and as municipal advisor under Section 15B of the Securities Exchange Act of 1934 (the “Municipal Advisor”), and from the Underwriters the required good faith estimates and such estimates are disclosed and set forth on Exhibit A attached hereto; and

WHEREAS, the District has previously adopted a local debt policy (the “Debt Management Policy”) that complies with California Government Code Section 8855(i), and the District’s sale and issuance of one or more Series of Refunding Bonds as contemplated by this Resolution is in compliance with the Debt Management Policy; and

WHEREAS, the Contra Costa County Superintendent of Schools has jurisdiction over the District; and

WHEREAS, this Board of Education desires that the County levy and collect a tax on all taxable property within the District sufficient to provide for payment of each Series of Refunding Bonds, and intends by the adoption of this Resolution to notify the Board of Supervisors of the County (the “Board of Supervisors”), the Auditor-Controller of the County (together with any authorized deputy thereof, the “Auditor-Controller”), the Treasurer-Tax Collector of the County (together with any authorized deputy thereof, the “Treasurer”) and other officials of the County that they should take such actions as shall be necessary to provide for the levy and collection of such a tax and payment of each Series of Refunding Bonds and such portion of the Prior Bonds as shall remain outstanding following the issuance of the related Series of Refunding Bonds; and

WHEREAS, the District desires to proceed to issue and sell one or more Series of Refunding Bonds and to authorize the execution of such documents and the performance of such acts as may be necessary or desirable to effect the offering, sale and issuance of each such Series of Refunding Bonds; and

WHEREAS, all acts, conditions and things required by the Constitution and laws of the State of California (the “State”) to exist, to have happened and to have been performed precedent to and in connection with the consummation of the actions authorized hereby do exist, have happened and have been performed in regular and due time, form and manner as required by law,

and the District is now duly authorized and empowered, pursuant to each and every requirement of law, to consummate such actions for the purpose, in the manner and upon the terms herein provided;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the San Ramon Valley Unified School District, County of Contra Costa, California, as follows:

Section 1. Recitals. All of the above recitals are true and correct and the Board of Education so finds and determines.

Section 2. Definitions. Unless the context clearly otherwise requires, the terms defined in this Section shall, for all purposes of this Resolution, have the meanings specified herein, to be equally applicable to both the singular and plural forms of any of the terms herein defined.

“Act” means Articles 9 and 11 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code and other applicable law.

“Auditor-Controller” means the Auditor-Controller of the County or any authorized deputy thereof.

“Authorized Officers” means the President of the Board of Education, or such other member of the Board of Education as the President may designate, the Superintendent of the District, the Chief Business Officer of the District, the Assistant Superintendent, Facilities and Operations of the District, including anyone serving as the interim officer in such positions, or such other officer or employee of the District as the Superintendent may designate.

“Board of Education” means the Board of Education of the District.

“Board of Supervisors” means the Board of Supervisors of the County.

“Bond Purchase Agreement” means the applicable Bond Purchase Agreement relating to the sale of the related Series of Refunding Bonds by and between the District and the Underwriters in accordance with the provisions hereof.

“Bonds” means all bonds, including refunding bonds, of the District heretofore or hereafter issued pursuant to voter-approved measures of the District, including bonds approved by the voters of the District on November 5, 2002 and November 6, 2012, as all such Bonds are required by State law to be paid from the interest and sinking fund of the District.

“Cede & Co.” means Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to a Series of Refunding Bonds.

“Code” means the Internal Revenue Code of 1986.

“Continuing Disclosure Certificate” means the applicable Continuing Disclosure Certificate executed and delivered by the District relating to a Series of Refunding Bonds.

“County” means the County of Contra Costa, a county and political subdivision of the State of California organized and existing under the laws of the State of California, and any successor thereto.

“District” means the San Ramon Valley Unified School District.

“DTC” means The Depository Trust Company, a limited-purpose trust company organized under the laws of the State of New York, and its successors as securities depository for Refunding Bonds, including any such successor thereto appointed pursuant to Section 10 hereof.

“Interest Payment Date” means February 1 and August 1 of each year, commencing on February 1, 2022, or such other dates as may be set forth in the Bond Purchase Agreement.

“Official Statement” means the applicable Official Statement of the District relating to the related Series of Refunding Bonds.

“Opinion of Bond Counsel” means an opinion of counsel of nationally recognized standing in the field of law relating to municipal bonds.

“Owner” means, with respect to any Refunding Bond, the person whose name appears on the Registration Books as the registered Owner thereof.

“Paying Agent” means The Bank of New York Mellon Trust Company, N.A., or the Treasurer of the County, including his or her designated agents, or any bank, trust company, national banking association or other financial institution appointed as Paying Agent to act as authenticating agent, bond registrar, transfer agent and paying agent for the Refunding Bonds in accordance with Section 9 hereof.

“Preliminary Official Statement” means the applicable Preliminary Official Statement of the District relating to the related Series of Refunding Bonds.

“Record Date” means, with respect to any Interest Payment Date for Refunding Bonds, the 15th day of the calendar month immediately preceding such Interest Payment Date for such Refunding Bonds, whether or not such day is a business day, or such other date or dates as may be set forth in the applicable Bond Purchase Agreement.

“Redemption Date” shall have the meaning set forth in Section 13 hereof.

“Refunding Bonds” means the Bonds authorized and issued pursuant to this Resolution, in one or more series or subseries, designated the “San Ramon Valley Unified School District (Contra Costa County, California) General Obligation Refunding Bonds,” with such additional or other series or subseries designations as may be approved as herein provided.

“Registration Books” means the books for the registration and transfer of the Refunding Bonds maintained by the Paying Agent in accordance with Section 9(d) hereof.

“State” means the State of California.

“Tax Certificate” means the applicable Tax Certificate with respect to a Series of Refunding Bonds not issued as Taxable Bonds, executed by the District, dated the date of issuance of such Series of Refunding Bonds.

“Tax-Exempt” means, with respect to interest on any obligations of a state or local government, that such interest is excluded from the gross income of the holders thereof for federal income tax purposes, whether or not such interest is includable as an item of tax preference or otherwise includable directly or indirectly for purposes of calculating other tax liabilities, including any alternative minimum tax or environmental tax under the Code.

“Taxable Bonds” means those Refunding Bonds the interest on which is not Tax-Exempt.

“Treasurer” means Treasurer-Tax Collector of the County or any authorized delegate thereof.

“Underwriters” mean Stifel, Nicolaus & Company, Incorporated and Barclays Capital Inc., as underwriters.

Section 3. Determination. The Board of Education hereby determines that prudent management of the fiscal affairs of the District requires that, subject to the provisions of Section 12 hereof, the District issue one or more Series of Refunding Bonds under the provisions of the Act to refund all or a portion of any Series of Prior Bonds.

Section 4. Authorization and Designation of Refunding Bonds. Subject to the provisions of Section 12 hereof, the issuance from time to time (but not later than one year from the date of adoption hereof) of one or more Series of Refunding Bonds, in the aggregate principal amount of not to exceed \$265,000,000, on the terms and conditions set forth, and subject to the limitations specified, herein, is hereby authorized and approved. Each Series of Refunding Bonds shall be dated, shall accrue interest at the rates, shall mature on the dates, and shall be as otherwise provided in the related Bond Purchase Agreement, as the same shall be completed as provided in this Resolution.

Section 5. Form of Bonds; Execution. (a) *Form of Refunding Bonds.* Each Series of Refunding Bonds shall be issued in fully registered form without coupons. The Refunding Bonds, and the certificate of authentication and registration and the forms of assignment to appear on each of them, shall be in substantially the form attached hereto as Exhibit B, with necessary or appropriate variations, omissions and insertions as permitted or required by this Resolution.

(b) *Execution of Refunding Bonds.* The Refunding Bonds shall be signed by the manual or facsimile signature of the President of the Board of Education, and countersigned by the manual or facsimile signature of the Clerk or Secretary of the Board of Education (or the designee of any of such respective officers if any are unavailable). The Refunding Bonds shall be authenticated by a manual signature of a duly authorized signatory of the Paying Agent.

(c) *Valid Authentication.* Only such of the Refunding Bonds as shall bear thereon a certificate of authentication and registration as described in subsection (a) of this Section,

executed by the Paying Agent, shall be valid or obligatory for any purpose or entitled to the benefits of this Resolution, and such certificate of authentication and registration shall be conclusive evidence that the Refunding Bonds so authenticated have been duly authenticated and delivered hereunder and are entitled to the benefits of this Resolution.

(d) *Identifying Number.* The Paying Agent shall assign each Refunding Bond authenticated and registered by it a distinctive letter, or number, or letter and number, and shall maintain a record thereof at its principal office, which record shall be available to the District and the County for inspection.

Section 6. Terms of Bonds. (a) *Date of Refunding Bonds.* Each Series of Refunding Bonds shall be dated the date of their delivery, or such other date as shall be set forth in the applicable Bond Purchase Agreement.

(b) *Denominations.* Each Series of Refunding Bonds shall be issued in denominations of \$5,000 principal amount or any integral multiple thereof, or such other denominations as shall be designated in the applicable Bond Purchase Agreement.

(c) *Maturity.* Each Series of Refunding Bonds shall mature on the date or dates, in each of the years, in the principal amounts and in the aggregate principal amount as shall be set forth in the applicable Bond Purchase Agreement. No Refunding Bond shall mature later than the latest maturity date of the corresponding Refunded Bonds. No Refunding Bond shall have principal maturing on more than one principal maturity date.

(d) *Interest.* Each Series of Refunding Bonds shall bear interest at an interest rate or rates not to exceed 12.00% per annum, payable on such semiannual dates of each year as shall be set forth in the applicable Bond Purchase Agreement, commencing on the Interest Payment Date set forth in the applicable Bond Purchase Agreement, computed on the basis of a 360-day year of twelve 30-day months. Each Refunding Bond shall bear interest from the Interest Payment Date for such Refunding Bond next preceding the date of authentication thereof, unless it is authenticated after the close of business on a Record Date, and on or prior to the succeeding Interest Payment Date for such Refunding Bond, in which event it shall bear interest from such Interest Payment Date for such Refunding Bond, or unless it is authenticated on or before the Record Date preceding the first Interest Payment Date for such Refunding Bond in which event it shall bear interest from its dated date; provided, however, that if, at the time of authentication of any Refunding Bond, interest is in default on any outstanding Refunding Bonds of such Series, such Refunding Bond shall bear interest from the Interest Payment Date for such Refunding Bond to which interest has previously been paid or made available for payment on the outstanding Refunding Bonds of such Series.

(e) *Tax-Exempt or Taxable.* Each Series of Refunding Bonds or portion thereof may be issued such that the interest on such Series of Refunding Bonds or portion thereof is Tax-Exempt or such that the interest on such Series of Refunding Bonds or portion thereof is not Tax-Exempt. The Board of Education hereby finds and determines that, pursuant to Section 5903 of the California Government Code, the interest payable on each Series of Refunding Bonds or portion thereof issued as Taxable Bonds will be subject to federal income taxation under the Code in existence on the date of issuance of such Series of Refunding Bonds.

Section 7. Payment of Bonds. (a) *Request for Tax Levy.* The money for the payment of principal, redemption premium, if any, and interest on each Series of Refunding Bonds, and fees and expenses of the Paying Agent, insofar as permitted by law, including specifically Section 15232 of the California Education Code, shall be raised by taxation upon all taxable property in the District and provision shall be made for the levy and collection of such taxes in the manner provided by law and for such payment out of the interest and sinking fund of the District. The Board of Supervisors and officers of the County are obligated by statute to provide for the levy and collection of property taxes in each year sufficient to pay all principal and interest coming due on each Series of Refunding Bonds in such year, and to pay from such taxes all amounts due on such Refunding Bonds. The Board of Supervisors, the Auditor-Controller, the Treasurer and other officials of the County are hereby requested to take and authorize such actions as may be necessary pursuant to law to provide for the levy and collection of a property tax on all taxable property of the District sufficient to provide for payment of all principal of and interest on each Series of Refunding Bonds, and all fees and expenses of the Paying Agent, insofar as permitted by law, including specifically Section 15232 of the California Education Code, as the same shall become due and payable, and to apply moneys in the interest and sinking fund of the District as necessary to the payment of such Series of Refunding Bonds, as provided herein, and to provide for the payment of any portion of any such Series of Prior Bonds which are to remain outstanding pursuant to the authorizing resolution or paying agent agreement, as applicable, under which such bonds were issued. The Authorized Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, to transmit a certified copy of this Resolution and the debt service schedule for each Series of Refunding Bonds to the Board of Supervisors, the Auditor-Controller and the Treasurer in sufficient time to permit the County to establish tax rates and necessary funds or accounts for each Series of Refunding Bonds, and the Board of Education hereby requests that the Board of Supervisors adopt a resolution to levy the appropriate taxes as herein provided.

(b) *Principal.* The principal of each Series of Refunding Bonds shall be payable in lawful money of the United States of America to the Owner thereof, upon the surrender thereof at the principal corporate trust office of the Paying Agent.

(c) *Interest; Record Date.* The interest on each Series of Refunding Bonds shall be payable on each Interest Payment Date in lawful money of the United States of America to the Owner thereof as of the Record Date preceding such Interest Payment Date, such interest to be paid by check or draft mailed on such Interest Payment Date (if a business day, or on the next business day if the Interest Payment Date does not fall on a business day) to such Owner at such Owner's address as it appears on the Registration Books or at such address as the Owner may have filed with the Paying Agent for that purpose except that the payment shall be made by wire transfer of immediately available funds to any Owner of at least \$1,000,000 in principal amount of outstanding Refunding Bonds of a Series who shall have requested in writing such method of payment of interest prior to the close of business on the Record Date immediately preceding any Interest Payment Date.

(d) *Interest and Sinking Fund.* Principal and interest due on each Series of Refunding Bonds shall be paid from the interest and sinking fund of the District as provided in Section 15146 of the California Education Code.

(e) *Obligation of the District.* No part of any fund or account of the County is pledged or obligated to the payment of the Refunding Bonds. The obligation for repayment of the Refunding Bonds is the sole obligation of the District.

(f) *Pledge of Taxes.* The District hereby pledges all revenues from the property taxes collected from the levy by the Board of Supervisors of the County for the payment of Bonds of the District and amounts on deposit in the interest and sinking fund of the District to the payment of the principal or redemption price of and interest on the Bonds. This pledge shall be valid and binding from the date hereof for the benefit of the owners of the Bonds and successors thereto. The property taxes and amounts held in the interest and sinking fund of the District shall be immediately subject to this pledge, and the pledge shall constitute a lien and security interest which shall immediately attach to the property taxes and amounts held in the interest and sinking fund of the District to secure the payment of the Bonds and shall be effective, binding, and enforceable against the District, its successors, creditors and all others irrespective of whether those parties have notice of the pledge and without the need of any physical delivery, recordation, filing, or further act. The pledge is an agreement between the District and the owners of Bonds to provide security for the Bonds in addition to any statutory lien that may exist, and the Bonds secured by the pledge are or were issued to finance (or refinance) one or more of the projects specified in the applicable voter-approved measure.

(g) *Insurance.* The payment of principal of and interest on all or a portion of any Series of Refunding Bonds may be secured by a municipal bond insurance policy as shall be described in the applicable Bond Purchase Agreement. The applicable Bond Purchase Agreement may provide that no municipal bond insurance policy shall be obtained. The Authorized Officers are each hereby authorized and directed to apply for, or cause to be applied for, municipal bond insurance for each Series of Refunding Bonds and to obtain such insurance if doing so puts such Series of Refunding Bonds (or portion thereof) and the marketing thereof on an economically advantageous basis, and is deemed to be in the best interests of the District. The Authorized Officers are each hereby authorized and directed, for and in the name and on behalf of the District, to execute and deliver a contract or contracts for such insurance if such contract is deemed by the Authorized Officer executing the same to be in the best interests of the District, such determination to be conclusively evidenced by such Authorized Officer's execution and delivery of such contract. If the Authorized Officers so deem and obtain municipal bond insurance, and such insurance is issued by a mutual insurance company, the Authorized Officers are each hereby authorized and directed to enter into any required mutual insurance agreement substantially in such insurer's standard form with such changes, insertions and omissions therein as the Authorized Officer executing the same may require or approve, such requirement or approval to be conclusively evidenced by the execution of such agreement by such Authorized Officer.

Section 8. Redemption Provisions. (a) *Optional Redemption.* Each Series of Refunding Bonds may be subject to redemption, at the option of the District, on the dates and terms as shall be designated in the applicable Bond Purchase Agreement. The applicable Bond Purchase Agreement may provide that the related Series of Refunding Bonds shall not be subject to optional redemption.

(b) *Selection.* If less than all of a Series of Refunding Bonds, if any, are subject to such redemption and are called for redemption, such Refunding Bonds shall be redeemed in

inverse order of maturities or as otherwise directed by the District (or as otherwise set forth in the Bond Purchase Agreement), and if less than all of the Refunding Bonds of any given maturity of a Series are called for redemption, the portions of such Refunding Bonds of a given maturity to be redeemed shall be determined by lot in any manner deemed fair by the Paying Agent (or as otherwise set forth in the applicable Bond Purchase Agreement).

(c) *Mandatory Sinking Fund Redemption.* The Refunding Bonds, if any, which are designated in a Bond Purchase Agreement as term bonds shall also be subject to redemption prior to their stated maturity dates, without a redemption premium, in part by lot (or as otherwise set forth in the applicable Bond Purchase Agreement), from mandatory sinking fund payments in the amounts and in accordance with the terms to be specified in such Bond Purchase Agreement. Unless otherwise provided in the applicable Bond Purchase Agreement, the principal amount of each mandatory sinking fund payment of any maturity shall be reduced proportionately or as otherwise directed by the District by the amount of any Refunding Bonds of that maturity redeemed in accordance with subsection (a) of this Section prior to the mandatory sinking fund payment date. The applicable Bond Purchase Agreement may provide that the Refunding Bonds of a Series shall not be subject to mandatory sinking fund redemption. The Auditor-Controller is hereby authorized to create such sinking funds or accounts for the term Refunding Bonds as shall be necessary to accomplish the purposes of this Section.

(d) *Notice of Redemption.* Notice of any redemption of the Refunding Bonds of a Series shall be mailed by the Paying Agent, postage prepaid, not less than 20 nor more than 60 days prior to the redemption date (i) by first class mail to the County and the respective Owners thereof at the addresses appearing on the Registration Books, and (ii) as may be further required in accordance with the applicable Continuing Disclosure Certificate.

Each notice of redemption shall state (i) the date of such notice; (ii) the name of the Series of Refunding Bonds and the date of issue of such Series of Refunding Bonds; (iii) the redemption date; (iv) the redemption price; (v) the dates of maturity or maturities of Refunding Bonds to be redeemed; (vi) if less than all of the Refunding Bonds of any maturity of a Series are to be redeemed, the distinctive numbers of the Refunding Bonds of each maturity of such Series to be redeemed; (vii) in the case of Refunding Bonds of a Series redeemed in part only, the respective portions of the principal amount of the Refunding Bonds of each maturity of such Series to be redeemed; (viii) the CUSIP number, if any, of each maturity of Refunding Bonds to be redeemed; (ix) a statement that such Refunding Bonds must be surrendered by the Owners at the principal corporate trust office of the Paying Agent, or at such other place or places designated by the Paying Agent; (x) notice that further interest on such Refunding Bonds will not accrue after the designated redemption date; and (xi) in the case of a conditional notice, that such notice is conditioned upon certain circumstances and the manner of rescinding such conditional notice.

(e) *Effect of Notice.* A certificate of the Paying Agent that notice of redemption has been given to Owners as herein provided shall be conclusive as against all parties. Neither the failure to receive the notice of redemption as provided in this Section, nor any defect in such notice shall affect the sufficiency of the proceedings for the redemption of the Refunding Bonds called for redemption or the cessation of interest on the date fixed for redemption.

When notice of redemption has been given substantially as provided for herein, and when the redemption price of the Refunding Bonds called for redemption is set aside for the purpose as described in subsection (g) of this Section, the Refunding Bonds designated for redemption shall become due and payable on the specified redemption date and interest shall cease to accrue thereon as of the redemption date, and upon presentation and surrender of such Refunding Bonds at the place specified in the notice of redemption, such Refunding Bonds shall be redeemed and paid at the redemption price thereof out of the money provided therefor. The Owners of such Refunding Bonds so called for redemption after such redemption date shall be entitled to payment thereof only from the interest and sinking fund of the District or the trust fund established for such purpose. All Refunding Bonds redeemed shall be cancelled forthwith by the Paying Agent and shall not be reissued.

(f) *Right to Rescind Notice.* The District may rescind any optional redemption and notice thereof for any reason on any date prior to the date fixed for redemption by causing written notice of the rescission to be given to the owners of the Refunding Bonds so called for redemption. Any optional redemption and notice thereof shall be rescinded if for any reason on the date fixed for redemption moneys are not available in the interest and sinking fund of the District or otherwise held in trust for such purpose in an amount sufficient to pay in full on said date the principal of, interest, and any premium due on the Refunding Bonds called for redemption. Notice of rescission of redemption shall be given in the same manner in which notice of redemption was originally given. The actual receipt by the owner of any Refunding Bond of notice of such rescission shall not be a condition precedent to rescission, and failure to receive such notice or any defect in such notice shall not affect the validity of the rescission.

(g) *Funds for Redemption.* Prior to or on the redemption date of any Refunding Bonds there shall be available in the interest and sinking fund of the District, or held in trust for such purpose as provided by law, monies for the purpose and sufficient to redeem, at the redemption prices as in this Resolution provided, the Refunding Bonds designated in the notice of redemption. Such monies shall be applied on or after the redemption date solely for payment of principal of, interest and premium, if any, on the Refunding Bonds to be redeemed upon presentation and surrender of such Refunding Bonds, provided that all monies in the interest and sinking fund of the District shall be used for the purposes established and permitted by law. Any interest due on or prior to the redemption date shall be paid from the interest and sinking fund of the District, unless otherwise provided to be paid from such monies held in trust. If, after all of the Refunding Bonds have been redeemed and cancelled or paid and cancelled, there are monies remaining in the interest and sinking fund of the District or otherwise held in trust for the payment of redemption price of the Refunding Bonds, the monies shall be held in or returned or transferred to the interest and sinking fund of the District for payment of any outstanding Bonds of the District payable from such fund; provided, however, that if the monies are part of the proceeds of Bonds of the District, the monies shall be transferred to the fund created for the payment of principal of and interest on such Bonds. If no such Bonds of the District are at such time outstanding, the monies shall be transferred to the general fund of the District as provided and permitted by law.

(h) *Defeasance of Refunding Bonds.* If at any time the District shall pay or cause to be paid or there shall otherwise be paid to the Owners of any or all of the outstanding Refunding Bonds of a Series all or any part of the principal, interest and premium, if any, on such

Refunding Bonds at the times and in the manner provided herein and in such Refunding Bonds, or as provided in the following paragraph, or as otherwise provided by law consistent herewith, then such Owners of such Refunding Bonds shall cease to be entitled to the obligation of the District and the County as provided in Section 7 hereof, and such obligation and all agreements and covenants of the District and of the County to such Owners hereunder and under such Refunding Bonds shall thereupon be satisfied and discharged and shall terminate, except only that the District shall remain liable for payment of all principal, interest and premium, if any, represented by such Refunding Bonds, but only out of monies on deposit in the interest and sinking fund or otherwise held in trust for such payment; and provided further, however, that the provisions of subsection (i) of this Section shall apply in all events.

For purposes of this Section, the District may pay and discharge any or all of the Refunding Bonds of a Series by depositing in trust with the Paying Agent or an escrow agent, selected by the District, at or before maturity, money and/or non-callable direct obligations of the United States of America (including zero interest bearing State and Local Government Series) or other non-callable obligations the payment of the principal of and interest on which is guaranteed by a pledge of the full faith and credit of the United States of America, in an amount which will, together with the interest to accrue thereon and available monies then on deposit in the interest and sinking fund of the District, be fully sufficient to pay and discharge the indebtedness on such Refunding Bonds (including all principal, interest and redemption premiums) at or before their respective maturity dates.

(i) *Unclaimed Monies.* Any money held in any fund created pursuant to this Resolution, or by the Paying Agent or an escrow agent in trust, for the payment of the principal of, redemption premium, if any, or interest on a Series of Refunding Bonds and remaining unclaimed for two years after the principal of all of such Series of Refunding Bonds has become due and payable (whether by maturity or upon prior redemption) shall be transferred to the interest and sinking fund of the District for payment of any outstanding Bonds of the District payable from the fund; or, if no such Bonds of the District are at such time outstanding, the monies shall be transferred to the general fund of the District as provided and permitted by law.

Section 9. Paying Agent. (a) *Appointment; Payment of Fees and Expenses.* The Board of Education does hereby consent to and confirm the appointment of The Bank of New York Mellon Trust Company, N.A., to act as the initial Paying Agent for each Series of Refunding Bonds. All fees and expenses of the Paying Agent shall be the sole responsibility of the District, and to the extent not paid from the proceeds of sale of the applicable Series of Refunding Bonds, or from the interest and sinking fund of the District, insofar as permitted by law, including specifically by Section 15232 of the California Education Code, such fees and expenses shall be paid by the District.

(b) *Resignation, Removal and Replacement of Paying Agent.* The Paying Agent initially appointed or any successor Paying Agent may resign from service as Paying Agent and may be removed at any time by the District as provided in the Paying Agent's service agreement. If at any time the Paying Agent shall resign or be removed, the District shall appoint a successor Paying Agent, which shall be the Treasurer of the County, including his or her designated agents, or any bank, trust company, national banking association or other financial institution doing business in and having a corporate trust office in California, with at least \$100,000,000 in net assets.

(c) *Principal Corporate Trust Office.* The initial Paying Agent, and any successor Paying Agent, shall designate each place or places where it will conduct the functions of transfer, registration, exchange, payment, and surrender of the Refunding Bonds, and any reference herein to the “principal corporate trust office” of the Paying Agent shall mean the office so designated for a particular purpose. If no office is so designated for a particular purpose, such functions shall be conducted at the office of The Bank of New York Mellon Trust Company, N.A., in Dallas, Texas, or the principal corporate trust office of any successor Paying Agent.

(d) *Registration Books.* The Paying Agent shall keep or cause to be kept at its principal corporate trust office sufficient books for the registration and transfer of the Refunding Bonds, which shall at all times be open to inspection by the District and the County, and, upon presentation for such purpose, the Paying Agent shall, under such reasonable regulations as it may prescribe, register or transfer or cause to be registered or transferred on the Registration Books, Refunding Bonds as provided in Sections 10 and 11 hereof. The Paying Agent shall keep accurate records of all funds administered by it and of all Refunding Bonds paid and discharged by it. Such records shall be provided, upon reasonable request, to the District and the County in a format mutually agreeable to the Paying Agent, the District and the County.

(e) *Merger or Consolidation.* Any bank, national banking association or trust company into which the Paying Agent may be merged or converted or with which it may be consolidated or any bank, national banking association or trust company resulting from any merger, conversion or consolidation to which it shall be a party or any bank, national banking association or trust company to which the Paying Agent may sell or transfer all or substantially all of its corporate trust business, provided such bank, national banking association or trust company shall be eligible under subsection (b) of this Section shall be the successor to such Paying Agent, without the execution or filing of any instrument or any further act, deed or conveyance on the part of any of the parties hereto, anything herein to the contrary notwithstanding.

Section 10. Transfer Under Book-Entry System; Discontinuation of Book-Entry System. (a) *Appointment of Depository; Book-Entry System.* Unless otherwise specified in the applicable Bond Purchase Agreement, DTC is hereby appointed depository for each Series of Refunding Bonds and each Series of Refunding Bonds shall be issued in book-entry form only, and shall be initially registered in the name of Cede & Co., as nominee of DTC. One bond certificate shall be issued for each maturity of each Series or subseries of Refunding Bonds; provided, however, that if different CUSIP numbers are assigned to Refunding Bonds of a Series maturing in a single year or, if Refunding Bonds of a Series maturing in a single year are issued with different interest rates, additional bond certificates shall be prepared for each such maturity. Registered ownership of such Refunding Bonds of each such maturity, or any portion thereof, may not thereafter be transferred except as provided in this Section or Section 11 hereof:

(i) To any successor of DTC, or its nominee, or to any substitute depository designated pursuant to clause (ii) of this Section (a “substitute depository”); provided, however that any successor of DTC, as nominee of DTC or substitute depository, shall be qualified under any applicable laws to provide the services proposed to be provided by it;

(ii) To any substitute depository not objected to by the District, upon (1) the resignation of DTC or its successor (or any substitute depository or its successor) from its

functions as depository, or (2) a determination by the District to substitute another depository for DTC (or its successor) because DTC or its successor (or any substitute depository or its successor) is no longer able to carry out its functions as depository; provided, that any such substitute depository shall be qualified under any applicable laws to provide the services proposed to be provided by it; or

(iii) To any person as provided below, upon (1) the resignation of DTC or its successor (or substitute depository or its successor) from its functions as depository; provided that no substitute depository which is not objected to by the District can be obtained, or (2) a determination by the District that it is in the best interests of the District to remove DTC or its successor (or any substitute depository or its successor) from its functions as depository.

(b) *Transfers.* In the case of any transfer pursuant to clause (i) or clause (ii) of subsection (a) of this Section, upon receipt of the outstanding Refunding Bonds by the Paying Agent, together with a written request of the District to the Paying Agent, a new Refunding Bond for each maturity of each Series shall be executed and delivered (in the aggregate principal amount of such Refunding Bonds then outstanding), registered in the name of such successor or such substitute depository, or their nominees, as the case may be, all as specified in such written request of the District. In the case of any transfer pursuant to clause (iii) of subsection (a) of this Section, upon receipt of the outstanding Refunding Bonds by the Paying Agent together with a written request of the District to the Paying Agent, new Refunding Bonds shall be executed and delivered in such denominations, numbered in the manner determined by the Paying Agent, and registered in the names of such persons, as are requested in such written request of the District, subject to the limitations of Section 6 hereof and the receipt of such a written request of the District, and thereafter, the Refunding Bonds shall be transferred pursuant to the provisions set forth in Section 11 hereof; provided, however, that the Paying Agent shall not be required to deliver such new Refunding Bonds within a period of less than 60 days after the receipt of any such written request of the District.

(c) *Partial or Advance Refundings.* In the case of partial redemption or an advance refunding of a Series of Refunding Bonds evidencing all or a portion of the principal amount then outstanding, DTC shall make an appropriate notation on the Refunding Bonds of such Series indicating the date and amounts of such reduction in principal.

(d) *Treatment of Registered Owner.* The District and the Paying Agent shall be entitled to treat the person in whose name any Refunding Bond is registered as the owner thereof, notwithstanding any notice to the contrary received by the District or the Paying Agent; and the District and the Paying Agent shall have no responsibility for transmitting payments to, communicating with, notifying, or otherwise dealing with any beneficial owners of the Refunding Bonds, and neither the District nor the Paying Agent shall have any responsibility or obligation, legal or otherwise, to the beneficial owners or to any other party, including DTC or its successor (or substitute depository or its successor), except for the Owner of any Refunding Bonds.

(e) *Form of Payment.* So long as the outstanding Refunding Bonds are registered in the name of Cede & Co. or its registered assigns, the District and the Paying Agent shall cooperate with Cede & Co., as sole registered Owner, or its registered assigns in effecting

payment of the principal of and interest on the Refunding Bonds by arranging for payment in such manner that funds for such payments are properly identified and are made immediately available on the date they are due.

Section 11. Transfer and Exchange. (a) *Transfer.* Following the termination or removal of DTC or successor depository pursuant to Section 10 hereof, or upon the initial delivery of a Series of Refunding Bonds not registered in the name of Cede & Co., as nominee of DTC, any Refunding Bond may, in accordance with its terms, be transferred, upon the Registration Books, by the Owner thereof, in person or by the duly authorized attorney of such Owner, upon surrender of such Refunding Bond to the Paying Agent for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Paying Agent.

Whenever any Refunding Bond or Refunding Bonds shall be surrendered for transfer, the designated District officials shall execute and the Paying Agent shall authenticate and deliver, as provided in Section 5 hereof, a new Refunding Bond or Refunding Bonds, of the same series, maturity, Interest Payment Dates and interest rate or rates (for a like aggregate principal amount). The Paying Agent may require the payment by any Owner of Refunding Bonds requesting any such transfer of any tax or other governmental charge required to be paid with respect to such transfer.

No transfer of any Refunding Bond shall be required to be made by the Paying Agent (i) during the period established by the Paying Agent for selection of the applicable Series of Refunding Bonds for redemption, and (ii) after any Refunding Bond has been selected for redemption.

(b) *Exchange.* The Refunding Bonds of a Series may be exchanged for Refunding Bonds of other authorized denominations of the same series, maturity, Interest Payment Dates and interest rate or rates, by the Owner thereof, in person or by the duly authorized attorney of such Owner, upon surrender of such Refunding Bond to the Paying Agent for cancellation, accompanied by delivery of a duly executed request for exchange in a form approved by the Paying Agent.

Whenever any Refunding Bond or Refunding Bonds shall be surrendered for exchange, the designated District officials shall execute and the Paying Agent shall authenticate and deliver, as provided in Section 5 hereof, a new Refunding Bond or Refunding Bonds of the same series, maturity, Interest Payment Dates and interest rate or rates (for a like aggregate principal amount). The Paying Agent may require the payment by the Owner requesting such exchange of any tax or other governmental charge required to be paid with respect to such exchange.

No exchange of any Refunding Bonds shall be required to be made by the Paying Agent (i) during the period established by the Paying Agent for selection of the Refunding Bonds for redemption, and (ii) after any Refunding Bond has been selected for redemption.

Section 12. Sale of Bonds. Because of the need for flexibility in timing the sale of the Refunding Bonds in order to achieve maximum interest cost savings, the Board of Education hereby determines to sell each Series of Refunding Bonds by a negotiated sale. The Bond Purchase Agreement, in substantially the form submitted to this meeting and made a part hereof

as though set forth in full herein, be and the same is hereby approved. The Authorized Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, for and in the name of the District, to execute and deliver one or more Bond Purchase Agreements in the form presented to this meeting, with such changes, insertions and omissions as the Authorized Officer executing the same may require or approve, such requirement or approval to be conclusively evidenced by the execution of the applicable Bond Purchase Agreement by such Authorized Officer; provided, however, that (i) no Series of Refunding Bonds shall be authorized in a principal amount which, when combined with the principal amount of all Series of Refunding Bonds previously authorized and issued pursuant hereto, is in excess of \$265,000,000, (ii) no Series of Refunding Bonds shall have a final maturity date later than the latest maturity date of the corresponding Refunded Bonds, (iii) the total net interest cost to maturity of each applicable Series of Refunding Bonds, plus the principal amount of such Series of Refunding Bonds, shall not be in excess of the total net interest cost to maturity of the applicable Refunded Bonds, plus the principal amount of such Refunded Bonds, (iv) the net present value of debt service savings generated by each Series of Refunding Bonds shall not be less than 3.00% of the aggregate principal amount of the applicable Refunded Bonds, and (v) the underwriters' discount (not including any original issue discount) shall not exceed 0.225% of the aggregate principal amount of the corresponding Series of Refunding Bonds.

Section 13. Designated Costs of Issuing Refunding Bonds. The refunding of all or a portion of each Series of Prior Bonds is hereby approved. Each such refunding shall be accomplished by paying the principal of and interest on the applicable Series of Refunded Bonds due and payable through and including the earliest practicable date for which notice of redemption can be given (the "Redemption Date") and redeeming such Series of Refunded Bonds on the Redemption Date and paying the redemption price therefor, plus unpaid, accrued interest thereon to the Redemption Date. In accordance with Section 53553 of the Act, with respect to each Series of Refunding Bonds, the Board of Education hereby designates the following costs and expenses as the "designated costs of issuing the refunding bonds:"

(i) all expenses incident to the calling, retiring, or paying of the applicable Refunded Bonds and incident to the issuance of such Series of Refunding Bonds, including the charges of any escrow agent or trustee in connection with the issuance of such Series of Refunding Bonds or in connection with the redemption or retirement of such Refunded Bonds;

(ii) the interest upon the applicable Refunded Bonds from the date of sale of such Series of Refunding Bonds to the date upon which the applicable Refunded Bonds will be paid pursuant to call; and

(iii) any premium necessary in the calling or retiring of such Refunded Bonds.

Section 14. Escrow Agreement. The form of Escrow Agreement, in substantially the form submitted to this meeting and made a part hereof as though set forth in full herein, is hereby approved. The Authorized Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, for and in the name of the District, to execute and deliver one or more Escrow Agreements in the form presented to this meeting, with such changes, insertions and omissions as the Authorized Officer executing the same may require or

approve, such requirement or approval to be conclusively evidenced by the execution of the applicable Escrow Agreement by such Authorized Officer.

Section 15. Continuing Disclosure Certificate. The form of Continuing Disclosure Certificate, in substantially the form submitted to this meeting and made a part hereof as though set forth in full herein, is hereby approved. The Authorized Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, for and in the name of the District, to execute and deliver one or more Continuing Disclosure Certificates in substantially said form, with such changes therein as the Authorized Officer executing the same may require or approve, such approval to be conclusively evidenced by the execution of the applicable Continuing Disclosure Certificate by such Authorized Officer.

Section 16. Preliminary Official Statement. The form of Preliminary Official Statement relating to the first issuance of Refunding Bonds, in substantially the form submitted to this meeting and made a part hereof as though set forth in full herein, with such changes therein as may be approved by an Authorized Officer, is hereby approved, and the use of the Preliminary Official Statement in connection with the offering and sale of such Refunding Bonds is hereby authorized and approved. The Authorized Officers are each hereby authorized, and any one of the Authorized Officers is hereby directed, to certify on behalf of the District that the information contained in such Preliminary Official Statement is deemed final as of its date, within the meaning of Rule 15c2-12 (except for the omission of certain final pricing, rating and related information as permitted by Rule 15c2-12). If and to the extent it is necessary to make substantial changes to such Preliminary Official Statement prior to the offering and sale of the initial Refunding Bonds, the use of the Preliminary Official Statement in connection with the offering and sale of such Refunding Bonds, and the certification of its finality within the meaning of Rule 15c2-12 by an Authorized Officer, shall follow the distribution to this Board of Education of a revised draft of such Preliminary Official Statement with accompanying directions and instructions to members of this Board of Education to review such revised Preliminary Official Statement and provide comments to such Authorized Officer. For subsequent Series of Refunding Bonds, if any, the preparation of a Preliminary Official Statement with respect to each such subsequent Series of Refunding Bonds, similar in form and content to the Preliminary Official Statement relating to the first Series of Refunding Bonds but with such updates as shall be deemed necessary, is hereby authorized and approved, and the certification of its finality within the meaning of Rule 15c2-12 by an Authorized Officer and its use in connection with the offering and sale of each such subsequent Series of Refunding Bonds, which are also hereby authorized, shall follow the distribution to this Board of Education of a substantially complete draft of a Preliminary Official Statement relating to such Series of Refunding Bonds with accompanying directions and instructions to members of this Board of Education to review such Preliminary Official Statement and provide comments to such Authorized Officer.

Section 17. Official Statement. The preparation and delivery of a final Official Statement with respect to a Series of Refunding Bonds and its use in connection with the offering and sale of such Series of Refunding Bonds are hereby authorized and approved. Each Official Statement shall be in substantially the form of the related Preliminary Official Statement, with such changes, insertions and omissions as may be approved by an Authorized Officer, such approval to be conclusively evidenced by the execution and delivery thereof. The Authorized

Officers are, and each of them is, hereby authorized, and any one of the Authorized Officers is hereby directed, to execute each final Official Statement, and any amendment or supplement thereto, for and in the name of the District.

Section 18. Tax Covenants. (a) *General.* The District shall not take any action, or fail to take any action, if such action or failure to take such action would adversely affect the exclusion from gross income of the interest payable on any Tax-Exempt Refunding Bonds under Section 103 of the Code. Without limiting the generality of the foregoing, the District hereby covenants that it will comply with the requirements of the Tax Certificate to be executed by the District on the date of issuance of any Tax-Exempt Refunding Bonds. The provisions of this subsection (a) shall survive payment in full or defeasance of the Refunding Bonds.

(b) *Yield Restriction.* In the event that at any time the District is of the opinion that for purposes of this Section it is necessary or helpful to restrict or limit the yield on the investment of any monies held by the Treasurer on behalf of the District, in accordance with this Resolution or pursuant to law, the District shall so request of the Treasurer in writing, and the District shall make its best efforts to ensure that the Treasurer shall take such action as may be necessary in accordance with such instructions.

(c) *Reliance on Opinion of Bond Counsel.* Notwithstanding any provision of this Section, if the District shall provide to the Treasurer an Opinion of Bond Counsel that any specified action required under this Section is no longer required or that some further or different action is required to maintain the exclusion from federal income tax of interest on any Tax-Exempt Refunding Bonds under Section 103 of the Code, the Treasurer may conclusively rely on such Opinion of Bond Counsel in complying with the requirements of this Section and of the related Tax Certificate, and the covenants hereunder shall be deemed to be modified to that extent.

Section 19. Cost of Issuance. The Authorized Officers are each hereby authorized to cause to be deposited in a costs of issuance account, which may be held by a bank, national banking association or trust company meeting the qualifications necessary to be a Paying Agent set forth in Section 9, as cost of issuance administrator, proceeds of the sale of each Series of Refunding Bonds, in an amount as shall be set forth in the applicable Bond Purchase Agreement, for the purposes of paying the costs associated with the issuance of such Series of Refunding Bonds.

Section 20. Professional Services. In connection with the issuance of Refunding Bonds, Fieldman, Rolapp & Associates, Inc., is hereby appointed to serve as Municipal Advisor to the District, Stifel, Nicolaus & Company, Incorporated and Barclays Capital Inc. are hereby appointed to serve as the Underwriters for the Refunding Bonds, and Orrick, Herrington & Sutcliffe LLP is hereby appointed to serve as Bond Counsel and Disclosure Counsel to the District.

Section 21. Delegation of Authority. The officers and employees of the District are, and each of them hereby is, authorized and directed to execute and deliver, for and on behalf of the District, any and all agreements, documents, certificates and instruments and to do and cause to be done any and all acts and things necessary or advisable in order to consummate the

transactions contemplated by this Resolution and otherwise to carry out, give effect to and comply with the terms and intent of this Resolution.

Section 22. Approval of Actions. All actions heretofore taken by the officers and employees of the District with respect to the issuance and sale of the Refunding Bonds, or in connection with or related to any of the agreements, documents, certificates or instruments referred to herein, are hereby approved, confirmed and ratified.

Section 23. Debt Management Policy; Notice to California Debt and Investment Advisory Commission. With the passage of this Resolution, the Board of Education hereby certifies that the Debt Management Policy complies with California Government Code Section 8855(i), and that the Refunding Bonds authorized to be issued pursuant to this Resolution are consistent with such policy, and instructs Bond Counsel, on behalf of the District, with respect to each Series of Refunding Bonds issued pursuant to this Resolution, (a) to cause notices of the proposed sale and final sale of the Refunding Bonds to be filed in a timely manner with the California Debt and Investment Advisory Commission pursuant to California Government Code Section 8855, and (b) to check, on behalf of the District, the “Yes” box relating to such certifications in the notice of proposed sale filed pursuant to California Government Code Section 8855.

Section 24. Electronic Signatures; DocuSign. The Board of Education hereby approves the execution and delivery of all agreements, documents, certificates and instruments referred to herein with electronic signatures as may be permitted under the California Uniform Electronic Transactions Act and digital signatures as may be permitted under Section 16.5 of the California Government Code using DocuSign.

Section 25. Contract with Bondholders. The provisions of this Resolution shall be a contract with each and every owner of Bonds and the duties of the District and of the Board of Education and the officers of the District shall be enforceable by any owner of Bonds by mandamus or other appropriate suit, action or proceeding in any court of competent jurisdiction.

Section 26. Amendments. This Resolution may be modified or amended without the consent of the Owners in order to cure ambiguities or provide clarification, provided that such modification or amendment does not materially adversely affect the rights of owners of Bonds. For any other purpose, this Resolution may be modified or amended only with the consent of the Owners of a majority of the aggregate principal amount of all Refunding Bonds then outstanding; provided that any such modification or amendment to Section 7(f) or Section 25 shall require the consent of the owners of a majority of the aggregate principal amount of all Bonds then outstanding. No such modification or amendment shall extend the maturity of, reduce the interest rate or redemption premium on or principal amount of any Refunding Bond or reduce the percentage of consent required for amendment hereof without the express consent of all the owners so affected.

Section 27. Interpretation. The terms of this Resolution shall be interpreted broadly to effect the purpose of providing broad and clear authority for the officers and employees of the District to provide for the issuance of, and issue, from time to time, one or more Series of Refunding Bonds in accordance with the provisions of the agreements, documents, certificates and instruments described herein and the Act on the terms set forth in this Resolution.

Section 28. Effective Date. This Resolution shall take effect from and after its date of adoption.

PASSED AND ADOPTED this day, October 5, 2021.

President of the Board of Education of the
San Ramon Valley Unified School District

ATTEST:

Clerk of the Board of Education of the San
Ramon Valley Unified School District

EXHIBIT A

GOOD FAITH ESTIMATES

The good faith estimates set forth herein are provided with respect to the Refunding Bonds in compliance with Section 5852.1 of the California Government Code. Such good faith estimates have been provided to the District by Fieldman, Rolapp & Associates, Inc., the District’s municipal advisor under Section 15B of the Securities Exchange Act of 1934 (the “Municipal Advisor”), and by Stifel, Nicolaus & Company, Incorporated, as representative of itself and Barclays Capital Inc., the underwriters of the Refunding Bonds (the “Underwriters”).

Principal Amount. The Municipal Advisor and the Underwriters have informed the District that, based on the District’s financing plan and based on market conditions prevailing at the time of preparation of such estimate, their good faith estimate of the aggregate principal amount of the Refunding Bonds to be sold in a public offering is \$258,010,000 (the “Estimated Principal Amount”).

True Interest Cost of the Refunding Bonds. The Municipal Advisor and the Underwriters have informed the District that, assuming that the Estimated Principal Amount of the Refunding Bonds is sold, and based on market conditions prevailing at the time of preparation of such estimate, their good faith estimate of the true interest cost of the Refunding Bonds, which means the rate necessary to discount the amounts payable on the respective principal and interest payment dates to the purchase price received for the Refunding Bonds, is 1.80%.

Finance Charge of the Refunding Bonds. The Municipal Advisor and the Underwriters have informed the District that, assuming that the Estimated Principal Amount of the Refunding Bonds is sold, and based on market conditions prevailing at the time of preparation of such estimate, their good faith estimate of the finance charge for the Refunding Bonds, which means the sum of all fees and charges paid to third parties (or costs associated with the Refunding Bonds), is \$1,019,249.01, as follows:

a)	Underwriters’ Discount	\$580,522.50
b)	Credit Enhancement	N/A*
c)	Bond Counsel and Disbursements	62,500.00
d)	Disclosure Counsel and Disbursements	25,000.00
e)	Municipal Advisor and Disbursements	66,500.00
f)	Rating Agency	260,500.00
g)	Other Expenses	24,226.51

* A municipal bond insurance policy with respect to the Refunding Bonds is not expected to be obtained.

Amount of Proceeds to be Received. The Municipal Advisor and the Underwriters have informed the District that, assuming that the Estimated Principal Amount of the Refunding Bonds is sold, and based on market conditions prevailing at the time of preparation of such estimate, their good faith estimate of the amount of proceeds expected to be received by the District for sale of the Refunding Bonds, less the finance charge of the Refunding Bonds, as estimated above, and any reserves or capitalized interest paid or funded with proceeds of the Refunding Bonds, is \$256,990,750.99.

Total Payment Amount. The Municipal Advisor and the Underwriters have informed the District that, assuming that the Estimated Principal Amount of the Refunding Bonds is sold, and based on market conditions prevailing at the time of preparation of such estimate, their good faith estimate of the total payment amount, which means the sum total of all payments the District will make to pay debt service on the Refunding Bonds, plus the estimated finance charge for the Refunding Bonds, as described above, not paid with the proceeds of the Refunding Bonds, calculated to the final maturity of the Refunding Bonds, is \$290,896,135.91.

The foregoing estimates constitute good faith estimates only and are based on market conditions prevailing at the time of preparation of such estimates. The actual principal amount of the Refunding Bonds issued and sold, the true interest cost thereof, the finance charges thereof, the amount of proceeds received therefrom and total payment amount with respect thereto may differ from such good faith estimates for a variety of reasons, including, without limitation, due to (a) the market conditions prevailing on the actual date of the sale of the Refunding Bonds being different than the market conditions prevailing at the time of preparation of the estimates contained herein, (b) the actual principal amount of Refunding Bonds sold being different from the Estimated Principal Amount, (c) the actual amortization of the Refunding Bonds being different than the amortization assumed for purposes of preparing the estimates contained herein, (d) the actual interest rates at which the Refunding Bonds are sold being different than those estimated for purposes of preparing the estimates contained herein, (e) other market conditions, or (f) alterations in the District's financing plan, or a combination of such factors. The actual date of sale of the Refunding Bonds and the actual principal amount of Refunding Bonds sold will be determined by the District based on various factors. The actual interest rates borne by the Refunding Bonds will depend on market conditions at the time of sale thereof. The actual amortization of the Refunding Bonds will also depend, in part, on market conditions at the time of sale thereof. Market conditions, including, without limitation, interest rates are affected by economic and other factors beyond the control of the District, the Municipal Advisor and the Underwriters.

EXHIBIT B

FORM OF REFUNDING BOND

Number R-__	UNITED STATES OF AMERICA STATE OF CALIFORNIA COUNTY OF CONTRA COSTA	Amount \$ _____
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SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
(CONTRA COSTA COUNTY, CALIFORNIA)
GENERAL OBLIGATION REFUNDING BONDS, SERIES 20__
(FEDERALLY TAXABLE)

Maturity Date August 1, 20__	Interest Rate _____%	Dated as of _____, 20__	CUSIP No. _____
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Registered Owner: CEDE & CO.

Principal Amount: _____ DOLLARS

San Ramon Valley Unified School District, County of Contra Costa, State of California (the "District"), acknowledges itself obligated to and promises to pay to the Registered Owner identified above or registered assigns (the "Registered Owner"), on the Maturity Date set forth above or upon prior redemption hereof, the Principal Amount specified above in lawful money of the United States of America, and to pay interest thereon in like lawful money from the interest payment date next preceding the date of authentication of this Bond (unless this bond is authenticated after the close of business on a Record Date (as defined herein) and on or prior to the succeeding interest payment date, in which event it shall bear interest from such interest payment date, or unless this Bond is authenticated on or before _____ 15, 20__, in which event it shall bear interest from the date hereof) at the Interest Rate per annum stated above, payable commencing on _____ 1, 20__, and thereafter on February 1 and August 1 in each year, until payment of the Principal Amount. This Bond is issued pursuant to a Resolution adopted by the Board of Education of the District on October 5, 2021 (the "Resolution"). Capitalized undefined terms used herein have the meanings ascribed thereto in the Resolution.

The principal hereof is payable to the Registered Owner hereof upon the surrender hereof at the principal corporate trust office of the paying agent/registrar and transfer agent of the District (the "Paying Agent"), initially The Bank of New York Mellon Trust Company, N.A. Interest shall be computed on the basis of a 360-day year comprised of twelve 30-day months. The interest hereon is payable to the person whose name appears on the bond registration books of the Paying Agent as the Registered Owner hereof as of the close of business on the 15th day of the month preceding an interest payment date (the "Record Date"), whether or not such day is a business day, such interest to be paid by check or draft mailed to such Registered Owner at the owner's address as it appears on such registration books, or at such other address filed with the Paying Agent for that purpose. Upon written request, given no later than the Record Date immediately preceding an interest payment date, of the owner of Bonds aggregating at least

\$1,000,000 in principal amount, interest will be paid by wire transfer in immediately available funds to an account maintained in the United States as specified by the Registered Owner in such request. So long as Cede & Co. or its registered assigns shall be the Registered Owner of this Bond, payment shall be made in immediately available funds as provided in the Resolution hereinafter described.

This Bond is one of a duly authorized issue of bonds of like tenor (except for such variations, if any, as may be required to designate varying series, numbers, denominations, interest rates, maturities and redemption provisions), in the aggregate principal amount of \$_____, and designated as “San Ramon Valley Unified School District (Contra Costa County, California) General Obligation Refunding Bonds, Series 20__ (Federally Taxable)” (the “Bonds”). The Bonds were authorized by the Resolution and are issued pursuant to Articles 9 and 11 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code, and other applicable law. The Bonds are issued and sold by the Board of Education of the District pursuant to and in strict conformity with the provisions of the Constitution and laws of the State, and of the Resolution, and subject to the more particular terms specified in the Bond Purchase Agreement, dated _____, 2021 (the “Purchase Agreement”), by and between the District and Stifel, Nicolaus & Company, Incorporated, as representative of itself and Barclays Capital Inc.

The Bonds are issuable as fully registered bonds without coupons in the denomination of \$5,000 principal amount or any integral multiple thereof, provided that no Bond shall have principal maturing on more than one principal maturity date. Subject to the limitations and conditions and upon payment of the charges, if any, as provided in the Resolution, Bonds may be exchanged for a like aggregate principal amount of Bonds of the same tenor and maturity of other authorized denominations.

This Bond is transferable by the Registered Owner hereof, in person or by attorney duly authorized in writing, at the principal corporate trust office of the Paying Agent, but only in the manner, subject to the limitations and upon payment of the charges provided in the Resolution, and upon surrender and cancellation of this Bond. Upon such transfer, a new Bond or Bonds of authorized denomination or denominations of the same tenor, interest payments, and same aggregate principal amount will be issued to the transferee in exchange herefor.

The District and the Paying Agent may treat the Registered Owner hereof as the absolute owner hereof for all purposes, and the District and the Paying Agent shall not be affected by any notice to the contrary.

The Bonds are subject to redemption on the terms and subject to the conditions specified in the Resolution and the Purchase Agreement. If this Bond is called for redemption and payment is duly provided therefor, interest shall cease to accrue hereon from and after the date fixed for redemption.

The Board of Education of the District hereby certifies and declares that the total amount of indebtedness of the District, including the amount of this Bond, is within the limit provided by law; that all acts, conditions and things required by law to be done or performed precedent to and in the issuance of this Bond have been done and performed in strict conformity with the laws

authorizing the issuance of this Bond; and that this Bond is in substantially the form prescribed by order of the Board of Education duly made and entered on its minutes. The Bonds represent an obligation payable out of the interest and sinking fund of the District, and the money for the payment of principal of, premium, if any, and interest hereon, shall be raised by taxation upon the taxable property of the District.

Unless this Bond is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC"), to the Paying Agent for registration of transfer, exchange, or payment, and any Bond issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the Registered Owner hereof, Cede & Co., has an interest herein.

This Bond shall not be entitled to any benefit under the Resolution, or become valid or obligatory for any purpose, until the certificate of authentication and registration hereon endorsed shall have been signed by the Paying Agent.

IN WITNESS WHEREOF, the Board of Education of the San Ramon Valley Unified School District, County of Contra Costa, State of California, has caused this bond to be signed by its President and countersigned by the Clerk of said Board, as of the date set forth above.

President of the Board of Education of the
San Ramon Valley Unified School District

Countersigned:

Clerk of the Board of Education of the San
Ramon Valley Unified School District

CERTIFICATE OF AUTHENTICATION AND REGISTRATION

This is one of the Bonds described in the within-mentioned Resolution and authenticated and registered on _____.

**THE BANK OF NEW YORK MELLON
TRUST COMPANY, N.A., as agent**

By: _____
Authorized Officer

ASSIGNMENT

For value received the undersigned do(es) hereby sell, assign and transfer unto _____ the within-mentioned Bond and hereby irrevocably constitute(s) and appoint(s) _____ attorney, to transfer the same on the books of the Paying Agent with full power of substitution in the premises.

I.D. Number _____

Note: The signature(s) on this Assignment must correspond with the name(s) as written on the face of the within Bond in every particular, without alteration or enlargement or any change whatsoever.

Dated: _____

Signature Guarantee: _____

Note: Signature must be guaranteed by an eligible guarantor institution.

CLERK'S CERTIFICATE

I, Rachel Hurd, Clerk of the Board of Education of the San Ramon Valley Unified School District, County of Contra Costa, California, hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the Board of Education of said District held at the regular meeting place thereof on October 5, 2021, and entered in the minutes thereof, of which meeting all of the members of the Board of Education had due notice and at which a quorum thereof was present, and that at said meeting the resolution was adopted by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

An agenda of the meeting was posted at least 72 hours before the meeting at 699 Old Orchard Drive, Danville, California, a location freely accessible to members of the public, and on the District's website at https://www.srvusd.net/district/board_meetings, and a brief description of the resolution appeared on the agenda.

I further certify that I have carefully compared the same with the original minutes of said meeting on file and of record in the District administrative office; the foregoing resolution is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and that said resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: _____, 2021

Clerk of the Board of Education of
San Ramon Valley Unified School District

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: **OCTOBER 5, 2021**

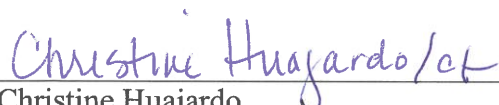
TOPIC: **PUBLIC HEARING FOR THE PROPOSED ELEMENTARY AND
SECONDARY SCHOOL EMERGENCY RELIEF FUND III
EXPENDITURE PLAN (“ESSER III” EXPENDITURE PLAN)**

DISCUSSION: School districts, county offices of education, or charter schools, collectively known as LEAs, that receive Elementary and Secondary School Emergency Relief (ESSER) funds under the American Rescue Plan Act, referred to as ESSER III funds, are required to develop a plan for how they will use their ESSER III funds. In the plan, an LEA must explain how it intends to use its ESSER III funds to address students’ academic, social, emotional, and mental health needs, as well as any opportunity gaps that existed before, and exacerbated by, the COVID-19 pandemic. An LEA may also use its ESSER III funds in other ways, as detailed in the fiscal requirements section of the instructions. In developing the plan, the LEA has flexibility to include community input and/or actions included in other planning documents, such as the Local Control and Accountability Plan (LCAP), provided the input and actions are relevant to the LEA’s Plan to support students.

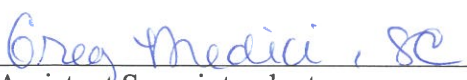
The LEA’s local governing board must adopt the Plan at a public meeting by October 29, 2021.

RECOMMENDATION: The Board of Education hold a public hearing at this meeting for the proposed “ESSER III” Expenditure Plan at this time.

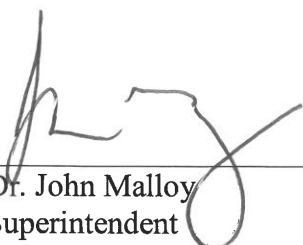
BUDGET IMPLICATIONS: The project investments totaling \$3,403,549 across the various action categories included in the ESSER III Expenditures Plan are detailed in the Plan and will be included in the District’s 2021-22 General Fund Budget



Christine Huajardo
Assistant Superintendent



Assistant Superintendent
Greg Medici
Chief Business Officer



Dr. John Malloy
Superintendent

10.6
Item Number

DATE: **October 5, 2021**

TOPIC: **CONSIDERATION OF ADOPTION OF THE ELEMENTARY
AND SECONDARY SCHOOL EMERGENCY RELIEF FUND III
EXPENDITURE PLAN (“ESSER III” EXPENDITURE PLAN)**

DISCUSSION: In response to the 2019 Novel Coronavirus (COVID-19), the U.S. Congress passed American Rescue Plan (ARP) Act, which was signed into law on March 11, 2021. This federal stimulus funding is the third act of federal relief in response to COVID-19, following the Coronavirus Aid, Relief, and Economic Security (CARES) Act signed into law on March 27, 2020, and the Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (CRRSA Act) signed into law on December 27, 2020. For more information on the CARES Act, please visit the California Department of Education (CDE) CARES Act Funding web page. For more information on the CRRSA Act, please visit the CDE CRRSA Act Funding web page.

The main funding source for local educational agencies (LEAs) in the ARP Act is the ESSER III Fund. The ESSER III Fund accounts for nearly \$122 billion of funding for all states and California’s allocation is \$15,079,696,097. Section 2001(c) of the ARP Act requires ED to allocate the ESSER III Fund based on the proportion that each State received under Title I, Part A of the Elementary and Secondary Education Act of 1965 (ESEA) in the most recent fiscal year. These funds are available for obligation by the state and subrecipients through September 30, 2024.

The ARP Act also requires the U.S. Department of Education (ED) to reserve \$800 million to support efforts to identify homeless children and youth, and provide such youth with comprehensive, wrap-around services that address needs arising from the COVID-19 pandemic and allows them to attend school and participate fully in all school activities. California’s allocation for these funds is \$98,709,231. For information regarding the ARP Homeless Children and Youth (ARP-HCY) Fund, please visit the Homeless Education web page. Additionally, within the ARP Act there is a program for non-public schools, the Emergency Assistance to Non-Public Schools II (EANS II) grant, which accounts for \$2.75 billion for all states and \$181,312,003 for California. The ESSER III funding provides LEAs with emergency relief funds to address the impact of COVID-19 on elementary and secondary schools across the nation.

School districts, county offices of education, or charter schools, collectively known as LEAs, that receive Elementary and Secondary School Emergency Relief (ESSER) funds under the American Rescue Plan Act, referred to as ESSER III funds, are required to develop a plan --- known as the “ESSER III Expenditure Plan” (hereinafter after the “Plan”) --- for how they will use their ESSER III funds. In the Plan, an LEA must explain how it intends to use its ESSER III funds to address students’ academic, social, emotional, and mental health needs, as well as any opportunity gaps that existed before, and exacerbated by, the COVID-19 pandemic. In developing the Plan, the LEA has flexibility to include community input and/or actions included in other planning documents, such as the Local Control and Accountability Plan (LCAP), provided the input and actions are relevant to the LEA’s Plan to support students.

An LEA may use up to 80% of ESSER III funds (Resource Code 3213) for the broad range of activities listed in section 18003(d) of the CARES Act, section 313(d) of the CRRSA Act, and section 2001(e) of the ARP Act, based on guidance that what is allowable under one of the ESSER funds is allowable under all of the ESSER funds. Use of any ESSER funds (ESSER I, ESSER II, or ESSER III) must be in accordance with allowable uses in any of these three federal stimulus acts.

Additionally, Section 2001(e)(1) of the ARP Act requires an LEA to reserve not less than 20 percent of its ESSER III allocation (Resource Code 3214) to address the academic impact of lost instructional time through the implementation of evidence-based interventions.

Our District’s Plan includes the investment of the awarded \$3,403,549 allocation across the following categories:


- Technology
 - o Software including individual student books, supplies and licenses (\$1.494 million)
 - o Hardware including devices to continue the District’s 1:1 Program (\$1.121 million)
- Short Term Independent Study instructional support (\$80,000)
- After School Intervention Program including math and English academic support (\$681,000)

Further detailed across the categories above is described in the Plan.

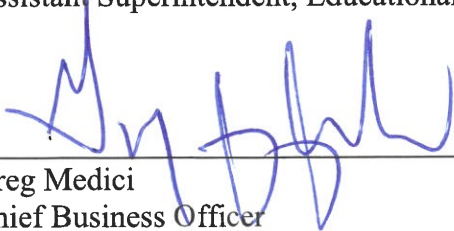
The Plan must be adopted by the LEA’s local governing board at a public meeting by October 29, 2021. The State Board of Education and the California Department of Education (CDE) delayed the original deadline for plan adoption from September 30 after consulting with the U.S. Department of Education. School districts must submit their adopted plans to the county office of education (COE), and COEs must submit their plans to CDE.

RECOMMENDATION: The Board opened a public hearing on this Plan earlier tonight which allows for the Board to now adopt the ESSER III Expenditure Plan as recommended by staff.

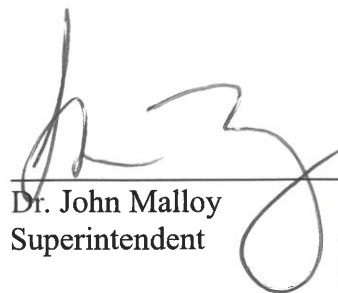
BUDGET IMPLICATIONS: The projected investments totaling \$3,403,549 across the various action categories included in the ESSER III Expenditures Plan are detailed in the Plan and will be included in the District’s 2021-22 General Fund Budget.



 Christine Huajardo
 Assistant Superintendent, Educational Services



 Greg Medici
 Chief Business Officer



 Dr. John Malloy
 Superintendent

<p>10.7</p> <p>Item Number</p>

ESSER III Expenditure Plan

Local Educational Agency (LEA) Name	Contact Name and Title	Email and Phone
San Ramon Valley Unified School District	Greg Medici Chief Business Officer Christine Huajardo, Assistant Superintendent of Educational Services	gmedici@srvusd.net (925) 552-5500

School districts, county offices of education, or charter schools, collectively known as LEAs, that receive Elementary and Secondary School Emergency Relief (ESSER) funds under the American Rescue Plan Act, referred to as ESSER III funds, are required to develop a plan for how they will use their ESSER III funds. In the plan, an LEA must explain how it intends to use its ESSER III funds to address students' academic, social, emotional, and mental health needs, as well as any opportunity gaps that existed before, and were worsened by, the COVID-19 pandemic. An LEA may also use its ESSER III funds in other ways, as detailed in the Fiscal Requirements section of the Instructions. In developing the plan, the LEA has flexibility to include community input and/or actions included in other planning documents, such as the Local Control and Accountability Plan (LCAP), provided that the input and actions are relevant to the LEA's Plan to support students.

For more information please see the Instructions.

Other LEA Plans Referenced in this Plan

Plan Title	Where the Plan May Be Accessed
SRVUSD Local Control Accountability Plan (LCAP)	SRVUSD LCAP can be accessed on the district website
SRVUSD Reopening Together Plan	The SRVUSD Reopening Together Plan can be accessed on the district website
Expanded Learning Opportunities Plan	The Expanded Learning Opportunities Plan can be accessed on the district website

Summary of Planned ESSER III Expenditures

Below is a summary of the ESSER III funds received by the LEA and how the LEA intends to expend these funds in support of students.

Total ESSER III funds received by the LEA

3,403,549

Plan Section	Total Planned ESSER III
Strategies for Continuous and Safe In-Person Learning	2,722,839
Addressing Lost Instructional Time (a minimum of 20 percent of the LEAs ESSER III funds)	680,710
Use of Any Remaining Funds	0

Total ESSER III funds included in this plan

3,403,549

Community Engagement

An LEA's decisions about how to use its ESSER III funds will directly impact the students, families, and the local community. The following is a description of how the LEA meaningfully consulted with its community members in determining the prevention and mitigation strategies, strategies to address the academic impact of lost instructional time, and any other strategies or activities to be implemented by the LEA. In developing the plan, the LEA has flexibility to include input received from community members during the development of other LEA Plans, such as the LCAP, provided that the input is relevant to the development of the LEA's ESSER III Expenditure Plan.

For specific requirements, including a list of the community members that an LEA is required to consult with, please see the Community Engagement section of the Instructions.

A description of the efforts made by the LEA to meaningfully consult with its required community members and the opportunities provided by the LEA for public input in the development of the plan.

This Elementary and Secondary School Emergency Relief Expenditure Plan (ESSER III) was developed with input and/or meaningful consultation with students, and families (including families that speak languages other than English), school and district administrators (including special education administrators), teachers, principals, school leaders, other educators, school staff, and local bargaining units, as applicable. SRVUSD strongly supports family members to effectively engage in advisory groups and decision-making as evidenced by advisory groups and task forces (GATE, CAC, PTA, DELAC, ELAC, LCAP Preschool Taskforce, School Site Council, Equity Committee, Social Emotional Well Being Committee). The district is committed to engaging community stakeholders at a deep level. Stakeholder feedback was received via surveys, Superintendent's Task Force, Thought Exchange (9,000 participants), Focus Groups (61 groups and 958 participants), Principal Coffee talks, town halls, staff meetings, and student surveys. Additionally feedback was received at six LCAP stakeholder meetings (which includes: teachers, principals, administrators, other school personnel, local bargaining units of the LEA, parents, and students), the SRVUSD Community Advisory Committee (CAC), SRVUSD PTA Presidents meeting, and the SRVUSD District English Learner Advisory Committee (DELAC). San Ramon Valley's SELPA director ensures a continuum of special education feedback opportunities, review of, posting of, local plans with guaranteed and regular committee meetings. Additional groups that engaged in the

feedback process: Student Advisory Group, Student Senate, DVSR Rotary, San Ramon Chamber, Danville Chamber, Discovery Counseling Center Board, SRV Mental Health Coalition, PFLAG, Equity Committee, Inclusion and Diversity Committee, and the Exceptional Education Committee. Progress was made in better understanding the needs of foster youth through a needs assessment.

A description of how the development of the plan was influenced by community input.

The SRVUSD ESSER III funding plan was greatly influenced by Stakeholder Input and helped drive the actions and expenditures. Emerging from the feedback came the components of the SRVUSD Strategic Plan and LCAP goals: Deep Learning and Innovation, Equity and Social and Emotional Well-Being. Each of these goals is aligned with actions that meet the needs of students, staff and community members in robust, rigorous and relevant ways. The Actions in this ESSER III are greatly impacted by the input gathered by our community. The gathered input is summarized below under three categories: Implementing Strategies for Continuous and Safe In-Person Learning, Addressing the Academic Impact of Lost Instructional Time, and Using Remaining Funds for Additional Actions to address students' academic, social, emotional, and mental health needs, as well as to address opportunity gaps. These Actions from ESSER III are expected to ensure interventions to respond to the academic, social, emotional and mental health needs of students, especially for English Learners, students who are low income, homeless and foster youths, students with disabilities, and other students with unique needs.

Actions and Expenditures to Address Student Needs

The following is the LEA's plan for using its ESSER III funds to meet students' academic, social, emotional, and mental health needs, as well as how the LEA will address the opportunity gaps that existed before, and were exacerbated by, the COVID-19 pandemic. In developing the plan, the LEA has the flexibility to include actions described in existing plans, including the LCAP and/or Expanded Learning Opportunity (ELO) Grant Plan, to the extent that the action(s) address the requirements of the ESSER III Expenditure Plan. For specific requirements, please refer to the Actions and Expenditures to Address Student Needs section of the Instructions.

Strategies for Continuous and Safe In-Person Learning

A description of how the LEA will use funds to continuously and safely operate schools for in-person learning in a way that reduces or prevents the spread of the COVID-19 virus.

Total ESSER III funds being used to implement strategies for continuous and safe in-person learning

2,722,839

Plan Alignment (if applicable)	Action Title	Action Description	Planned ESSER III Funded Expenditures
	Technology: Software including individual student books, supplies and licenses	Software licenses and online curriculum were purchased. Licenses included Edgenuity, Peak Fuel Education, Zearn, Formative, Ed Puzzle, Peardeck and Lexia.	1.494 Million
	Technology: Hardware including devices to continue the District's 1:1 Program	Chromebooks were purchased to ensure that SRVUSD is a fully 1-1 student to device district. These computers were purchased and provided for students to minimize COVID-19 infections and maintain safe and continuous in-person learning.	1.121 Million
	Create short term independent study packets	Teachers will be compensated to create lesson plans and support quarantine students	80,000

Addressing the Impact of Lost Instructional Time

A description of how the LEA will use funds to address the academic impact of lost instructional time.

Total ESSER III funds being used to address the academic impact of lost instructional time

680, 222

Plan Alignment (if applicable)	Action Title	Action Description	Planned ESSER III Funded Expenditures
	Before/After School Intervention Program	Students from each school identified as needing academic support, as measured by FastBridge Data and other measures, will participate in an after school math and english intervention program using evidence based strategies. Sites will establish Intervention programs with the support of their MTSS liaisons.	680,710

Use of Any Remaining Funds

A description of the how the LEA will use any remaining ESSER III funds, as applicable.

Total ESSER III funds being used to implement additional actions

Plan Alignment (if applicable)	Action Title	Action Description	Planned ESSER III Funded Expenditures

Ensuring Interventions are Addressing Student Needs

The LEA is required to ensure its interventions will respond to the academic, social, emotional, and mental health needs of all students, and particularly those students most impacted by the COVID-19 pandemic. The following is the LEA's plan for ensuring that the actions and expenditures in the plan are addressing the identified academic, social, emotional, and mental health needs of its students, and particularly those students most impacted by the COVID-19 pandemic.

Action Title(s)	How Progress will be Monitored	Frequency of Progress Monitoring
Before/After School Intervention Program	Students from each school identified as needing academic support, as measured by FastBridge Data and other measures, will participate in an after school math and english intervention program using evidence based strategies. Sites will establish Intervention programs with the support of their MTSS liaisons.	Quarterly Fast Bridge assessments, site metrics/measures, and weekly monitoring of students grades and progress.

ESSER III Expenditure Plan Instructions

Introduction

School districts, county offices of education (COEs), or charter schools, collectively known as local educational agencies (LEAs), that receive Elementary and Secondary School Emergency Relief (ESSER) funds under the American Rescue Plan (ARP) Act, referred to as ESSER III funds, are required to develop a plan for how they will use ESSER III funds to, at a minimum, address students' academic, social, emotional, and mental health needs, as well as the opportunity gaps that existed before, and were exacerbated by, the COVID-19 pandemic.

The plan must be adopted by the local governing board or body of the LEA at a public meeting on or before October 29, 2021 and must be submitted for review and approval within five days of adoption. A school district must submit its ESSER III Expenditure Plan to its COE for review and approval; a COE must submit its plan to the California Department of Education for review and approval. A charter school must submit its plan to its chartering authority for review and to the COE of the county in which the charter school operates for review and approval.

In addition, consistent with the requirements of the ARP, Volume 86, *Federal Register*, page 21201, April 22, 2021, the ESSER III Expenditure Plan must be:

- Written in an understandable and uniform format;
- Written in a language that parents can understand, to the extent practicable;
 - If it is not practicable to provide written translations to a parent with limited English proficiency, the plan must be orally translated for parents
- Provided in an alternative format to a parent who is an individual with a disability as defined by the Americans with Disabilities Act, upon request; and
- Be made publicly available on the LEA's website.

For additional information regarding ESSER III funding please see the ARP Act Funding web page at <https://www.cde.ca.gov/fg/cr/arpact.asp>.

For technical assistance related to the completion of the ESSER III Expenditure Plan, please contact EDReliefFunds@cde.ca.gov.

Fiscal Requirements

- The LEA must use at least 20 percent (20%) of its ESSER III apportionment for expenditures related to addressing the academic impact of lost instructional time through the implementation of evidence-based interventions, such as summer learning or summer enrichment, extended day, comprehensive afterschool programs, or extended school year programs.
 - For purposes of this requirement, "evidence-based interventions" include practices or programs that have **evidence** to show that they are effective at producing results and improving outcomes when implemented. This kind of evidence has generally been produced through formal studies and research. There are four tiers, or levels, of evidence:

- **Tier 1 – Strong Evidence:** the effectiveness of the practices or programs is supported by one or more well-designed and well-implemented randomized control experimental studies.
- **Tier 2 – Moderate Evidence:** the effectiveness of the practices or programs is supported by one or more well-designed and well-implemented quasi-experimental studies.
- **Tier 3 – Promising Evidence:** the effectiveness of the practices or programs is supported by one or more well-designed and well-implemented correlational studies (with statistical controls for selection bias).
- **Tier 4 – Demonstrates a Rationale:** practices that have a well-defined logic model or theory of action, are supported by research, and have some effort underway by a State Educational Agency, LEA, or outside research organization to determine their effectiveness.
- **For additional information please see the Evidence-Based Interventions Under the ESSA web page at <https://www.cde.ca.gov/re/es/evidence.asp>.**
- The LEA must use the remaining ESSER III funds consistent with section 2001(e)(2) of the ARP Act, including for:
 - Any activity authorized by the Elementary and Secondary Education Act (ESEA) of 1965;
 - Any activity authorized by the Individuals with Disabilities Education Act (IDEA);
 - Any activity authorized by the Adult Education and Family Literacy Act;
 - Any activity authorized by the Carl D. Perkins Career and Technical Education Act of 2006;
 - Coordination of preparedness and response efforts of LEAs with State, local, Tribal, and territorial public health departments, and other relevant agencies, to improve coordinated responses among such entities to prevent, prepare for, and respond to COVID-19;
 - Activities to address the unique needs of low-income students, students with disabilities, English learners, racial and ethnic minorities, homeless students, and foster youth, including how outreach and service delivery will meet the needs of each population;
 - Developing and implementing procedures and systems to improve the preparedness and response efforts of LEAs;
 - Training and professional development for staff of the LEA on sanitation and minimizing the spread of infectious diseases;
 - Purchasing supplies to sanitize and clean the facilities of an LEA, including buildings operated by such agency;
 - Planning for, coordinating, and implementing activities during long-term closures, including providing meals to eligible students, providing technology for online learning to all students, providing guidance for carrying out requirements under IDEA, and ensuring other educational services can continue to be provided consistent with all Federal, State, and local requirements;
 - Purchasing education technology (including hardware, software, and connectivity) for students who are served by the LEA that aids in regular and substantive educational interaction between students and their classroom instructors, including low-income students and children with disabilities, which may include assistive technology or adaptive equipment;
 - Providing mental health services and supports, including through the implementation of evidence-based full-service community schools;
 - Planning and implementing activities related to summer learning and supplemental after school programs, including providing classroom instruction or online learning during the summer months and addressing the needs of underserved students;

- Addressing learning loss among students, including underserved students, by:
 - Administering and using high-quality assessments that are valid and reliable, to accurately assess students' academic progress and assist educators in meeting students' academic needs, including through differentiated instruction,
 - Implementing evidence-based activities to meet the comprehensive needs of students,
 - Providing information and assistance to parents and families of how they can effectively support students, including in a distance learning environment, and
 - Tracking student attendance and improving student engagement in distance education;
- **Note:** A definition of “underserved students” is provided in the Community Engagement section of the instructions.
- School facility repairs and improvements to enable operation of schools to reduce risks of virus transmission and exposure to environmental health hazards, and to support student health needs;
- Inspection, testing, maintenance, repair, replacement, and upgrade projects to improve the indoor air quality in school facilities, including mechanical and nonmechanical heating, ventilation, and air conditioning systems, filtering, purification and other air cleaning, fans, control systems, and window and door replacement;
- Developing strategies and implementing public health protocols including, to the greatest extent practicable, policies in line with guidance from the Centers for Disease Control and Prevention (CDC) for the reopening and operation of school facilities to effectively maintain the health and safety of students, educators, and other staff;
- Other activities that are necessary to maintain the operation of and continuity of services in LEAs and continuing to employ existing staff of the LEA.

Other LEA Plans Referenced in this Plan

In developing the plan, the LEA has flexibility to include community input and/or actions included in other planning documents, such as the Local Control and Accountability Plan (LCAP) and/or the Expanded Learning Opportunities (ELO) Grant Plan, provided that the input and/or actions address the requirements of the ESSER III Expenditure Plan.

An LEA that chooses to utilize community input and/or actions from other planning documents must provide the name of the plan(s) referenced by the LEA and a description of where the plan(s) may be accessed by the public (such as a link to a web page or the street address of where the plan(s) are available) in the table. The LEA may add or delete rows from the table as necessary.

An LEA that chooses not to utilize community input and/or actions from other planning documents may provide a response of “Not Applicable” in the table.

Summary of Expenditures

The Summary of Expenditures table provides an overview of the ESSER III funding received by the LEA and how the LEA plans to use its ESSER III funds to support the strategies and interventions being implemented by the LEA.

Instructions

For the 'Total ESSER III funds received by the LEA,' provide the total amount of ESSER III funds received by the LEA.

In the Total Planned ESSER III Expenditures column of the table, provide the amount of ESSER III funds being used to implement the actions identified in the applicable plan sections.

For the 'Total ESSER III funds included in this plan,' provide the total amount of ESSER III funds being used to implement actions in the plan.

Community Engagement

Purpose and Requirements

An LEA's decisions about how to use its ESSER III funds will directly impact the students, families, and the local community, and thus the LEA's plan must be tailored to the specific needs faced by students and schools. These community members will have significant insight into what prevention and mitigation strategies should be pursued to keep students and staff safe, as well as how the various COVID-19 prevention and mitigation strategies impact teaching, learning, and day-to-day school experiences.

An LEA must engage in meaningful consultation with the following community members, as applicable to the LEA:

- Students;
- Families, including families that speak languages other than English;
- School and district administrators, including special education administrators;
- Teachers, principals, school leaders, other educators, school staff, and local bargaining units, as applicable.

"Meaningful consultation" with the community includes considering the perspectives and insights of each of the required community members in identifying the unique needs of the LEA, especially related to the effects of the COVID-19 pandemic. Comprehensive strategic planning will utilize these perspectives and insights to determine the most effective strategies and interventions to address these needs through the programs and services the LEA implements with its ESSER III funds.

Additionally, an LEA must engage in meaningful consultation with the following groups to the extent that they are present or served in the LEA:

- Tribes;
- Civil rights organizations, including disability rights organizations (e.g. the American Association of People with Disabilities, the American Civil Liberties Union, National Association for the Advancement of Colored People, etc.); and
- Individuals or advocates representing the interests of children with disabilities, English learners, homeless students, foster youth, migratory students, children who are incarcerated, and other underserved students.
 - For purposes of this requirement "underserved students" include:
 - Students who are low-income;

- Students who are English learners;
- Students of color;
- Students who are foster youth;
- Homeless students;
- Students with disabilities; and
- Migratory students.

LEAs are also encouraged to engage with community partners, expanded learning providers, and other community organizations in developing the plan.

Information and resources that support effective community engagement may be found under *Resources* on the following web page of the CDE's website: <https://www.cde.ca.gov/re/lc>.

Instructions

In responding to the following prompts, the LEA may reference or include input provided by community members during the development of existing plans, including the LCAP and/or the ELO Grant Plan, to the extent that the input is applicable to the requirements of the ESSER III Expenditure Plan. Descriptions provided should include sufficient detail yet be sufficiently succinct to promote a broad understanding among the LEA's local community.

A description of the efforts made by the LEA to meaningfully consult with its required community members and the opportunities provided by the LEA for public input in the development of the plan.

A sufficient response to this prompt will describe how the LEA sought to meaningfully consult with its required community members in the development of the plan, how the LEA promoted the opportunities for community engagement, and the opportunities that the LEA provided for input from the public at large into the development of the plan.

As noted above, a description of "meaningful consultation" with the community will include an explanation of how the LEA has considered the perspectives and insights of each of the required community members in identifying the unique needs of the LEA, especially related to the effects of the COVID-19 pandemic.

A description of the how the development of the plan was influenced by community input.

A sufficient response to this prompt will provide clear, specific information about how input from community members and the public at large was considered in the development of the LEA's plan for its use of ESSER III funds. This response must describe aspects of the ESSER III Expenditure Plan that were influenced by or developed in response to input from community members.

- For the purposes of this prompt, "aspects" may include:
 - Prevention and mitigation strategies to continuously and safely operate schools for in-person learning;

- Strategies to address the academic impact of lost instructional time through implementation of evidence-based interventions (e.g. summer learning or summer enrichment, extended day, comprehensive afterschool programs, or extended school year programs);
- Any other strategies or activities implemented with the LEA's ESSER III fund apportionment consistent with section 2001(e)(2) of the ARP Act; and
- Progress monitoring to ensure interventions address the academic, social, emotional, and mental health needs for all students, especially those students disproportionately impacted by COVID-19

For additional information and guidance, please see the U.S. Department of Education's Roadmap to Reopening Safely and Meeting All Students' Needs Document, available here: <https://www2.ed.gov/documents/coronavirus/reopening-2.pdf>.

Planned Actions and Expenditures

Purpose and Requirements

As noted in the Introduction, an LEA receiving ESSER III funds is required to develop a plan to use its ESSER III funds to, at a minimum, address students' academic, social, emotional, and mental health needs, as well as the opportunity gaps that existed before, and were exacerbated by, the COVID-19 pandemic.

Instructions

An LEA has the flexibility to include actions described in existing plans, including the LCAP and/or ELO Grant Plan, to the extent that the action(s) address the requirements of the ESSER III Expenditure Plan. When including action(s) from other plans, the LEA must describe how the action(s) included in the ESSER III Expenditure Plan supplement the work described in the plan being referenced. The LEA must specify the amount of ESSER III funds that it intends to use to implement the action(s); these ESSER III funds must be in addition to any funding for those action(s) already included in the plan(s) referenced by the LEA. Descriptions of actions provided should include sufficient detail yet be sufficiently succinct to promote a broad understanding among the LEA's local community.

Strategies for Continuous and Safe In-Person Learning

Provide the total amount of funds being used to implement actions related to Continuous and Safe In-Person Learning, then complete the table as follows:

- If the action(s) are included in another plan, identify the plan and provide the applicable goal and/or action number from the plan. If the action(s) are not included in another plan, write "N/A".
- Provide a short title for the action(s).
- Provide a description of the action(s) the LEA will implement using ESSER III funds for prevention and mitigation strategies that are, to the greatest extent practicable, in line with the most recent CDC guidance, in order to continuously and safely operate schools for in-person learning.

- Specify the amount of ESSER III funds the LEA plans to expend to implement the action(s); these ESSER III funds must be in addition to any funding for those action(s) already included in the plan(s) referenced by the LEA.

Addressing the Impact of Lost Instructional Time

As a reminder, the LEA must use not less than 20 percent of its ESSER III funds to address the academic impact of lost instructional time. Provide the total amount of funds being used to implement actions related to addressing the impact of lost instructional time, then complete the table as follows:

- If the action(s) are included in another plan, identify the plan and provide the applicable goal and/or action number from the plan. If the action(s) are not included in another plan, write "N/A".
- Provide a short title for the action(s).
- Provide a description of the action(s) the LEA will implement using ESSER III funds to address the academic impact of lost instructional time through the implementation of evidence-based interventions, such as summer learning or summer enrichment, extended day, comprehensive afterschool programs, or extended school year programs.
- Specify the amount of ESSER III funds the LEA plans to expend to implement the action(s); these ESSER III funds must be in addition to any funding for those action(s) already included in the plan(s) referenced by the LEA.

Use of Any Remaining Funds

After completing the Strategies for Continuous and Safe In-Person Learning and the Addressing the Impact of Lost Instructional Time portions of the plan, the LEA may use any remaining ESSER III funds to implement additional actions to address students' academic, social, emotional, and mental health needs, as well as to address opportunity gaps, consistent with the allowable uses identified above in the Fiscal Requirements section of the Instructions. LEAs choosing to use ESSER III funds in this manner must provide the total amount of funds being used to implement actions with any remaining ESSER III funds, then complete the table as follows:

- If the action(s) are included in another plan, identify the plan and provide the applicable goal and/or action number from the plan. If the action(s) are not included in another plan, write "N/A".
- Provide a short title for the action(s).
- Provide a description of any additional action(s) the LEA will implement to address students' academic, social, emotional, and mental health needs, as well as to address opportunity gaps, consistent with the allowable uses identified above in the Fiscal Requirements section of the Instructions. If an LEA has allocated its entire apportionment of ESSER III funds to strategies for continuous and safe in-person learning and/or to addressing the impact of lost instructional time, the LEA may indicate that it is not implementing additional actions.
- Specify the amount of ESSER III funds the LEA plans to expend to implement the action(s); these ESSER III funds must be in addition to any funding for those action(s) already included in the plan(s) referenced by the LEA. If the LEA it is not implementing additional actions the LEA must indicate "\$0".

Ensuring Interventions are Addressing Student Needs

The LEA is required to ensure its interventions will respond to the academic, social, emotional, and mental health needs of all students, and particularly those students most impacted by the COVID-19 pandemic, including students from low-income families, students of color, English learners, children with disabilities, students experiencing homelessness, children in foster care, and migratory students.

The LEA may group actions together based on how the LEA plans to monitor the actions' progress. For example, if an LEA plans to monitor the progress of two actions in the same way and with the same frequency, the LEA may list both actions within the same row of the table. Each action included in the ESSER III Expenditure Plan must be addressed within the table, either individually or as part of a group of actions.

Complete the table as follows:

- Provide the action title(s) of the actions being measured.
- Provide a description of how the LEA will monitor progress of the action(s) to ensure that they are addressing the needs of students.
- Specify how frequently progress will be monitored (e.g. daily, weekly, monthly, every 6 weeks, etc.).

California Department of Education
June 2021

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, California 94526

DATE: **October 5, 2021**

TOPIC: **CONSIDERATION OF ADOPTION OF RESOLUTION NO. 33/21-22**
APPROVAL OF PROVISIONAL INTERNSHIP PERMIT (PIP)
REQUEST(S)

DISCUSSION:

The California Commission on Teacher Credentialing is no longer issuing Emergency Permits. Instead, the Commission replaced the Emergency Permit with the Provisional Internship Permit (PIP) which provides applicants additional time to meet the subject matter competence requirement(s) needed to enter an internship program. A school district may request a PIP only after a diligent search has been conducted and a fully credentialed teacher was unable to be hired in a position.

All requests for a PIP must be presented to the Governing Board of a public school district for approval as an action item on the Board's meeting agenda. Every PIP request that is submitted to the Commission on Teacher Credentialing must include evidence that a notice of intent to employ the named applicant in the identified position has been made public.

RECOMMENDATION:

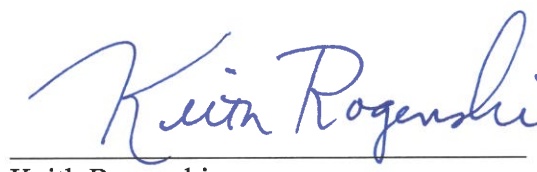
Approve the Provisional Internship Permit request(s) as presented.

BUDGET IMPLICATIONS:

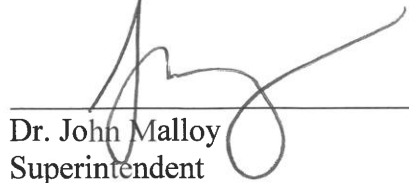
None



Keri Van de Star
Director, Certificated Personnel



Keith Rogenski
Asst. Superintendent, Human Resources



Dr. John Malloy
Superintendent

10.8

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
RESOLUTION OF THE BOARD OF TRUSTEES
APPROVAL OF PROVISIONAL INTERNSHIP PERMIT (PIP) REQUEST (S)
RESOLUTION NO. 33/21-22

WHEREAS, the California Commission on Teacher Credentialing authorizes the issuance of a Provisional Internship Permit (PIP) to an employee who meets the minimum requirements and who requires additional time to meet the subject matter competence needed to enter an internship program.

THEREFORE BE IT RESOLVED that the following teacher has met the above criteria and is authorized to apply for a PIP to complete his assignment for the 2021-22 school year in the San Ramon Valley Unified School District:

<u>Name</u>	<u>Site</u>	<u>Subject</u>
Rajasree Mitra	Virtual Academy	Biology & Chemistry
Srisha Radhakrishan	Virtual Academy	Art
Payal Srivastava	Virtual Academy	Computers

AYES:

NOES:

ABSENT:

ABSTAINED:

Dr. John Malloy
Secretary to the Board of Education
San Ramon Valley Unified School District

Board Meeting Date: October 5, 2021

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: October 5, 2021

TOPIC: FIRST READING OF REVISION TO BOARD POLICY AND ADMINISTRATIVE REGULATION 1312.3, 4030, 4119.11

DISCUSSION:

The following Board Policies and Administrative Regulations are being brought forth to the Board of Education for a first reading of revisions:

1312.3 Uniform Complaint Procedures
4030 Nondiscrimination in Employment
4119.11 Sexual Harassment

These revisions are needed to ensure our policies and administrative regulations fully align with existing law and regulations.

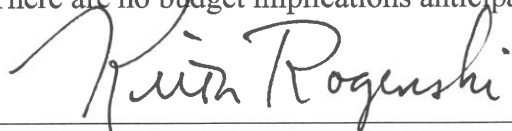
Please note that, upon the Board's future approval of revisions to Board Policy and Administrative Regulation 4030, existing Administrative Regulation 4031 will be deleted from policy and replaced by Administrative Regulation 4030. Moreover, although only Board Policy and Administrative Regulation 4119.11 is included in this item, it is staff's intent that Board Policy and Administrative Regulation 4219.11 and 4319.11, which are identical, will be similarly revised upon the Board's action to approve revisions to Board Policy and Administrative Regulation 4119.11.

RECOMMENDATION:

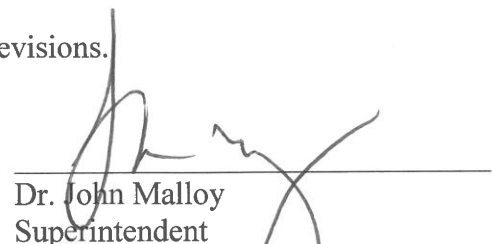
The Board Policies and Administrative Regulations are being brought forth tonight for discussion only. A final version will be brought to the Board for approval at the next regular meeting.

BUDGET IMPLICATIONS:

There are no budget implications anticipated due to these revisions.



Keith Rogenski
Assistant Superintendent
Human Resources



Dr. John Malloy
Superintendent

Item Number 11.1

Uniform Complaint Procedures

BP 1312.3 Community Relations

The Board of Education recognizes that the district has the primary responsibility to ensure compliance with applicable state and federal laws and regulations governing educational programs. The Board encourages the early, ~~informal~~ resolution of complaints whenever possible and ~~appropriate~~. To resolve complaints which ~~cannot be resolved through such informal~~ may require a more formal process, the Board shall adopt ~~the~~ a uniform system of complaint processes specified in 5 CCR 4600-4670-4694, as applicable, and the accompanying administrative regulation.

Complaints Subject to the UCP

The district's uniform complaint procedures (UCP) shall be used to ~~investigate and resolve~~ address the following complaints regarding the following:

1. Accommodations for pregnant and parenting students. (Education Code 46015)
(cf. 5146 - Married/Expectant/Parenting Students)
2. Adult education programs. (Education Code 8500-8538, 52334.7, 52500-52617)
3. After School Education and Safety programs. (Education Code 8482-8484.65)
4. Agricultural career technical education. (Education Code 52460-52462)
5. Career technical and technical education and career technical and technical training programs. (Education Code 52300-52462)
(cf. 6178 - Career Technical Education)
6. Child care and development programs. (Education Code 8200-8498)
(cf. 5148 — Selection of Child Care Provider on Elementary School Campuses)
7. Compensatory education. (Education Code 54400)
(cf. 6171 - Title I Programs)
- 4-8. Consolidated categorical aid programs. (Education Code 33315; 34 CFR 299.10-299.12)
9. Course periods without educational content, when students in grades 9-12 are assigned to such courses more than one week in any semester or in a course the student has previously

satisfactorily completed, unless specified conditions are met. (Education Code 51228.1-51228.3)

10. Courses of study.

11. Discrimination, harassment, intimidation, or bullying in district programs and activities, including in those programs or activities funded directly by or that receive or benefit from any state financial assistance, based on the person's actual or perceived characteristics of race or ethnicity, color, ancestry, nationality, national origin, immigration status, ethnic group identification, age, religion, marital status, pregnancy, parental status, physical or mental disability, medical condition, sex, sexual orientation, gender, gender identity, gender expression, or genetic information, or any other characteristic identified in Education Code 200 or 220, Government Code 11135, or Penal Code 422.55, or based on the person's association with a person or group with one or more of these actual or perceived characteristics. (5 CCR 4610)

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

(cf. 5145.71 - Title IX Sexual Harassment Complaint Procedures)

12. Educational and graduation requirements for students in foster care, homeless students, students from military families, students formerly in a juvenile court school, migrant students, and immigrant students participating in a newcomer program. (Education Code 48645.7, 48853, 48853.5, 49069.5, 51225.1, 51225.2) (cf. 6173 - Education for Homeless Children)

(cf. 6173.1 - Education for Foster Youth)

13. Every Student Succeeds Act. (Education Code 52059.5; 20 USC 6301 et seq.)

14. Local control and accountability plan. (Education Code 52075)

(cf. 0460 - Local Control and Accountability Plan)

15. Migrant education. (Education Code 54440-54445)

16. Physical education instructional minutes. (Education Code 51210, 51222, 51223)

(cf. 6142.7 - Physical Education and Activity)

17. Student fees. (Education Code 49010-49013)

(cf. 3260 - Fees and Charges)

18. Reasonable accommodations to a lactating student. (Education Code 222)

19. Regional occupational centers and programs. (Education Code 52300-52334.7)

20. School plans for student achievement as required for the consolidated application for specified federal and/or state categorical funding. (Education Code 64001)

(cf. 0420 - School Plans/Site Councils)

21. School safety plans. (Education Code 32280-32289)

(cf. 0450 - Comprehensive Safety Plan)

22. School site councils as required for the consolidated application for specified federal and/or state categorical funding. (Education Code 65000)

(cf. 0420 - School Plans/Site Councils)

23. State preschool programs. (Education Code 8235-8239.1)

(cf. 5148 – Selection of Child Care Provider on Elementary School Campuses)

24. State preschool health and safety issues in license-exempt programs. (Education Code 8235.5)

25. Any complaint alleging retaliation against a complainant or other participant in the complaint process or anyone who has acted to uncover or report a violation subject to this policy.

26. Any other state or federal educational program the Superintendent of Public Instruction of the California Department of Education (CDE) deems appropriate.

1. Any complaint alleging district violation of applicable state or federal law or regulations governing adult education programs, consolidated categorical aid programs, migrant education, career technical and technical education and training programs, child care and development programs, child nutrition programs, and special education programs (5-CCR 4610)

(cf. 3553 – Free and Reduced Price Meals)

(cf. 3555 – Nutrition Program Compliance)

(cf. 5141.4 – Child Abuse Prevention and Reporting)

(cf. 5148 – Child Care and Development)

(cf. 6159 – Individualized Education Program)

(cf. 6171 – Title I Programs)

(cf. 6174 – Education for English Language Learners)

(cf. 6175 – Migrant Education Program)

(cf. 6178 – Career Technical Education)

~~(cf. 6178.1 – Work-Based Learning)
(cf. 6178.2 – Regional Occupational Center/Program)
(cf. 6200 – Adult Education)~~

~~2. Any complaint alleging unlawful discrimination, including discriminatory harassment, intimidation, or bullying, in district programs and activities against any person based on his/her actual or perceived characteristics of race or ethnicity, color, ancestry, nationality, national origin, ethnic group identification, age, religion, marital or parental status, physical or mental disability, sex, sexual orientation, gender, gender identity, gender expression, or genetic information, or any other characteristic identified in Education Code 200 or 220, Government Code 11135, or Penal Code 422.55, or based on his/her association with a person or group with one or more of these actual or perceived characteristics (5 CCR 4610)~~

~~(cf. 0410 – Nondiscrimination in District Programs and Activities)
(cf. 4030 – Nondiscrimination in Employment)
(cf. 4031 – Complaints Concerning Discrimination in Employment)
(cf. 5145.3 – Nondiscrimination/Harassment)
(cf. 5145.7 – Sexual Harassment)~~

~~3. Any complaint alleging bullying in district programs and activities, regardless of whether the bullying is based on a person's actual or perceived characteristics of race or ethnicity, color, ancestry, nationality, national origin, ethnic group identification, age, religion, marital or parental status, physical or mental disability, sex, sexual orientation, gender, gender identity, gender expression, or genetic information, or any other characteristic identified in Education Code 200 or 220, Government Code 11135, or Penal Code 422.55, or based on his/her association with a person or group with one or more of these actual or perceived characteristics~~

~~(cf. 5131.2 – Bullying)~~

~~4. Any complaint alleging district violation of the prohibition against requiring students to pay fees, deposits, or other charges for participation in educational activities (5 CCR 4610)~~

~~(cf. 3260 – Fees and Charges)
(cf. 3320 – Claims and Actions Against the District)~~

~~5. Any complaint alleging that the district has not complied with legal requirements related to the implementation of the local control and accountability plan (Education Code 52075)~~

~~(cf. 0460 – Local Control and Accountability Plan)~~

~~6. Any complaint alleging retaliation against a complainant or other participant in the complaint process or anyone who has acted to uncover or report a violation subject to this policy~~

~~7. Any other complaint as specified in a district policy~~

Alternative Dispute Resolution

~~The Board recognizes that alternative dispute resolution (ADR) can, depending on the nature of the allegations, offer a process to reach a resolution to the complaint that is agreeable to all parties. An ADR process such as mediation may~~ One type of ADR is mediation, which shall be offered to resolve complaints that involve more than one student and no adult. However, mediation shall not be offered or used to resolve any complaint involving sexual assault or where there is a reasonable risk that a party to the mediation would feel compelled to participate. The Superintendent or designee shall ensure that the use of ADR is consistent with state and federal laws and regulations.

Retaliation and Confidentiality

~~The district shall protect all complainants from retaliation. In investigating complaints, the confidentiality of the parties involved shall be protected as required by law. For any complaint alleging retaliation or unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), the Superintendent or designee shall keep the identity of the complainant and/or the subject of the complaint if different from the complainant, confidential when appropriate and~~ In filing and investigating complaints, the confidentiality of the parties involved shall be protected as required by law. As appropriate for any complaint alleging retaliation, unlawful discrimination, or bullying, the Superintendent or designee shall keep confidential the identity of the complainant and/or the subject of the complaint, if he/she is different from the complainant, as long as the integrity of the complaint process is maintained.

(cf. 4119.23/4219.23/4319.23 - Unauthorized Release of Confidential/Privileged Information)
(cf. 5125 - Student Records)
(cf. 9011 - Disclosure of Confidential/Privileged Information)

Non-UCP Allegations

When an allegation that is not subject to the UCP is included in a UCP complaint, the district shall refer the non-UCP allegation to the appropriate staff or agency and shall investigate and, if appropriate, resolve the UCP-related allegation(s) through the district's UCP. The district may choose to use its UCP to address allegations not subject to UCP. However, only allegations subject to UCP can be appealed to the California Department of Education CDE. (5 CCR 4610)

Training

~~The Superintendent or designee shall provide training to district staff to ensure awareness and knowledge of current law and related requirements related to UCP, including the steps and timelines specified in this policy and the accompanying administrative regulation.~~

(cf. 4131/4231/4331 - Staff Development)
(cf. 4231 - Staff Development)
(cf. 4331 - Staff Development)

Record-Keeping

The Superintendent or designee shall maintain a records of all UCP complaints and subsequent related actions, including steps taken during the investigation and all information required for compliance with 5 CCR 4631 and 4633. ~~the investigations of those complaints. All such records shall be destroyed in accordance with applicable state law and district policy.~~

(cf. 3580 - District Records)

Non-UCP Complaints

The following complaints shall not be subject to the district's UCP but shall be referred to the specified agency: (5 CCR 4611) or addressed as described:

1. ~~Any complaint alleging~~ Allegations of child abuse or neglect shall be referred to the County Department of Social Services, the County Protective Services Division, and or the appropriate law enforcement agency.

(cf. 5141.4 – Child Abuse Prevention and Reporting)

2. ~~Any complaint alleging hHealth and safety violations by a child development program shall, for~~ complaints regarding licensed facilities operating a child development program shall; be referred to the County Department of Social Services and shall, for licensing-exempt facilities, be referred to the appropriate Child Development regional administrator.
3. Allegations of discrimination or harassment in employment may be addressed under applicable district policies and procedures as appropriate, including the right to file a complaint with the California Department of Fair Employment and Housing (DFEH). Employment discrimination complaints against the district shall be addressed by the district in accordance with the procedures specified in AR 4030 - Nondiscrimination in Employment. When appropriate, employment discrimination complaints against the district shall be sent to the California Department of Fair Employment and Housing. The District shall notify the complainant in writing in a timely manner when a complaint is sent to DFEH. Any complaint alleging employment discrimination shall be sent to the California Department of Fair Employment and Housing and the compliance officer shall notify the complainant by first class mail of the transfer.

~~Any complaint alleging fraud shall be referred to the California Department of Education.~~

4. ~~4. In addition, the district's Williams Uniform Complaint Procedures, AR 1312.4, shall be used to investigate and resolve~~ Any complaint related to sufficiency of textbooks or instructional materials, emergency or urgent facilities conditions that pose a threat to the health or safety of students or staff, or teacher vacancies and mis-assignments: shall be investigated and resolved in accordance with the procedures in AR 1312.4 - Williams Uniform Complaint Procedures. (Education Code 8235.5, 35186)

(cf. 1312.4 - Williams Uniform Complaint Procedures)

5. Complaints regarding child nutrition programs are addressed under federal provisions pursuant to 7 Code of Federal Regulations (CFR) §§210.19(a)(4), 215.1(a), 220.13(c), 225.11(b), 226.6(n), and 250.15(d). Other provisions governing complaints relative to child nutrition programs are found in 5 CCR §§15580 through 15584. (5 CCR § 4610(c)). Any complaint alleging noncompliance of the district's food service program with laws regarding meal counting and claiming, reimbursable meals, eligibility of children or adults, or use of cafeteria funds and allowable expenses shall be filed with or referred to CDE. (5 CCR 15580-15584) Any allegation of discrimination based on race, color, national origin, sex, age, or disability in the district's food service program shall be filed with or referred to the U.S. Department of Agriculture. (5 CCR 15582)
6. Any complaint alleging a violation of a state or federal law or regulation related to special education, a settlement agreement related to the provision of a free appropriate public education, or a due process hearing order shall be submitted to the California Department of Education (CDE) in accordance with AR 6159.1 -Procedural Safeguards and Complaints for Special Education. (5 CCR 3200-3205) Complaints regarding special education programs are addressed under 34 CFR §§300.151 through 300.153 and 5 CCR §§3200 through 3205 (5 CCR § 4610(d)).
7. Complaints regarding California state preschool health and safety in districts that operate a state preschool program are addressed consistent with 5 CCR §§ 4690 through 4694.
- 5-8. Complaints regarding "Title IX Sexual Harassment," as that term is defined in the Title IX regulations and District AR 4119.12/4219.12/4319.12 (Personnel) and AR 5145.71 (Students) will be addressed consistent with AR 4119.12/4219.12/4319.12 (Personnel) and AR 5145.71 (Students), Title IX Sexual Harassment Complaint Procedures.

Legal References:

EDUCATION CODE

200-262.4 Prohibition of discrimination
8200-8498 Child care and development programs
8235.5 Complaints related to preschool health and safety
8482 - 8484.65 After school education and safety
8500-8538 Adult basic education
18100-18203 School libraries
32280-32289 School safety plan, uniform complaint procedures
33315 Uniform complaint procedures
35186 Williams uniform complaint procedures
46015 Parental leave for students
48645.7-Juvenile court schools
48853-48853.5 Foster youth
48985 Notices in language other than English
49010-490143 Student fees
49060-49079 Student records, especially:
49490-49590 Child nutrition programs

49069.5 Records of foster youth
49701 Interstate Compact on Educational Opportunity for Military Children
51210 Courses of study grades 1-6
51222 Physical education, secondary schools
51223 Physical education, elementary schools
51225.1-51225.2 Foster youth, homeless children, former juvenile court school students, military-connected students, migrant students, and newly arrived immigrant students; course credits; graduation requirements
51226-51226.1 Career technical education
51228.1-51228.3 Course periods without educational content
52059.5 Statewide System of Support
52060-52077 Local control and accountability plan, especially
52075 Complaint for lack of compliance with local control and accountability plan requirements
52160-52178 Bilingual education programs
52300-52490-~~52462~~ Career technical education
52500-52616-~~2452617~~ Adult schools
52800-52870 ~~School-based program coordination~~
54400-54425 Compensatory education programs
54440-54445 Migrant education
54460-54529 ~~Compensatory education programs~~
56000-56867 ~~Special education programs~~
59000-59300 Special schools and centers
64000-64001 ~~Consolidated application process~~ Categorical aid programs; school plan for student achievement
65000-65001 School site councils

GOVERNMENT CODE

11135 Nondiscrimination in programs or activities funded by state
12900-12996 Fair Employment and Housing Act

HEALTH AND SAFETY CODE

1596.792 California Child Day Care Act; general provisions and definitions
1596.7925 California Child Day Care Act; health and safety regulations

PENAL CODE

422.55 Hate crime; definition
422.6 Interference with constitutional right or privilege

CODE OF REGULATIONS, TITLE 52

~~3080 Application of section~~
4600-4687-~~4670~~ Uniform complaint procedures
4680-4687 Williams uniform complaint procedures
4690-4694 Complaints regarding state preschool health and safety issues
4900-4965 Nondiscrimination in elementary and secondary education programs

UNITED STATES CODE, TITLE 20

1221 Application of laws
1232g Family Educational Rights and Privacy Act
1681-1688 Title IX of the Education Amendments of 1972
6301-6577—6576 Title I basic programsImproving the Academic Achievement of the Disadvantaged
6801-6871—7014 Title III language instruction for limited English proficient and immigrant students
7101-7184 ~~Safe and Drug-Free Schools and Communities Act~~
7201-7283g ~~Title V promoting informed parental choice and innovative programs~~
7301-7372 ~~Title V rural and low-income school programs~~
12101-12213 ~~Title II equal opportunity for individuals with disabilities~~
7114(d)(7) School Safety plans

UNITED STATES CODE, TITLE 29
794 Section 504 of Rehabilitation Act of 1973

UNITED STATES CODE, TITLE 42
2000d-2000e-17 Title VI and Title VII Civil Rights Act of 1964, as amended
2000h-2-2000h-6 Title IX of the Civil Rights Act of 1964
6101-6107 Age Discrimination Act of 1975
11431-11435 McKinney-Vento Homeless Assistance Act
12101-12213 Title II equal opportunity for individuals with disabilities

CODE OF FEDERAL REGULATIONS, TITLE 28
35.107 Nondiscrimination on basis of disability; complaints

CODE OF FEDERAL REGULATIONS, TITLE 34
99.1-99.67 Family Educational Rights and Privacy Act
100.3 Prohibition of discrimination on basis of race, color or national origin
104.7 Designation of responsible employee for Section 504
106.1-106.82 Nondiscrimination on the basis of sex in education programs, especially:
106.8 Designation of responsible employee for Title IX
106.9 Notification of nondiscrimination on basis of sex
110.25 Notification of nondiscrimination on the basis of age

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS
Uniform Complaint Procedure 2020-21 Program Instrument
Sample UCP Board Policies and Procedures

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS
~~Questions and Answers on Title IX and Sexual Violence, April 2014~~
Dear Colleague Letter: September 22, 2017
Dear Colleague Letter: Title IX Coordinators, April 2015
Dear Colleague Letter: Bullying of Students with Disabilities, August 2013October 2014

~~Dear Colleague Letter: Sexual Violence, April 2011~~

Dear Colleague Letter: Harassment and Bullying, October 2010

Revised Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students, or Third Parties, January 2001

U.S. DEPARTMENT OF JUSTICE PUBLICATIONS

Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons, 2002

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

Student Privacy Policy Office: <http://www2.ed.gov/about/offices/list/oepd/sppo>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

U.S. Department of Justice: <http://www.justice.gov>

Policy

adopted: March 22, 2016

revised: [DATE]

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
Danville, California

AR 1312.3 Uniform Complaint Procedure

Except as the Board of Trustees may otherwise specifically provide in other district policies, these ~~general~~ uniform complaint procedures (UCP) shall be used to investigate and resolve only the complaints specified in BP 1312.3.

(cf. 1312.1 - Complaints Concerning District Employees)

(cf. 1312.2 - Complaints Concerning Instructional Materials)

(cf. 1312.4 - Williams Uniform Complaint Procedures)

(cf. ~~4031~~ 4030 - ~~Complaints Concerning Nond~~-Discrimination in Employment)

Compliance Officers

The ~~district Board~~ designates the ~~individual(s) positions~~ identified below as the ~~employee(s)~~ responsible for coordinating the district's response to complaints and for complying with state and federal civil rights laws. The individual(s) in the positions identified below also serve as the Compliance Officer(s) specified in AR 5145.3 - Nondiscrimination/Harassment/Anti-Bullying responsible for handling complaints regarding unlawful discrimination or harassment, such as discriminatory harassment, intimidation, and bullying, and in AR 5145.7 - Sexual Harassment, as responsible for handling complaints regarding sexual harassment. as the responsible employee to handle complaints regarding sex discrimination. The individual(s) Compliance Officers shall receive and coordinate the investigation of complaints and shall ensure district compliance with law.

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

UCP Compliance Officer

{NAME}Keith Rogenski

Assistant Superintendent, Human Resources

San Ramon Valley ~~Union~~ Unified School District

{ADDRESS}699 Old Orchard Drive

Danville, CA 94526

{PHONE}925-552-2923

{INSERT EMAIL}krogenski@srvusd.net

Title IX Coordinator

{NAME}David Kravitz

Director, Student Services

San Ramon Valley ~~Union~~ Unified School District

699 Old Orchard Drive

Danville, CA 94526{ADDRESS}

{PHONE}925-552-5033

{INSERT EMAIL}dkravitz@srvusd.net

~~Assistant Superintendent of Human Resources~~

~~San Ramon Valley Unified School District~~

~~699 Old Orchard Drive~~

~~Danville, CA~~

~~(925) 552-2923~~

The Compliance Officer who receives a complaint may assign-designate another compliance officer individual to investigate and resolve the complaint. The Compliance Officer shall promptly notify the complainant and respondent if applicable, who another compliance officer is designated-assigned to investigate the complaint. As necessary, additional staff or legal counsel may conduct or support the investigation.

In no instance shall a Compliance Officer be designated-assigned to investigate a complaint if he/she is mentioned in the complaint or the Compliance Officer has a bias or conflict of interest that would-could prohibit him/her from fairly investigating the fair investigation or resolution of the complaint. Any complaint filed-against or implicating a Compliance Officer or that raises a concern about the Compliance Officer's ability to investigate the complaint fairly and without bias shall-may be filed with the Superintendent or designee who shall determine how the complaint will be investigated.

The Superintendent or designee shall ensure that employees designated-assigned to investigate and resolve complaints receive training and are knowledgeable about the laws and programs at issue in the complaints to which they are assigned-to-investigate. Training provided to such designated-employees shall include-cover current state and federal laws and regulations governing the program, applicable processes for investigating and resolving complaints, including those involving alleged unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), applicable standards for reaching decisions on complaints, and appropriate corrective measures. Designated-employees Assigned individuals may have access to legal counsel as determined by the Superintendent or designee.

(cf. 4331 - Staff Development)

(cf. 9124 - Attorney)

The compliance officer If any school personnel witnesses an act of discrimination, harassment, intimidation or bullying, they shall take immediate steps to intervene when safe to do so. The Compliance Officer or, if necessary, any appropriate administrator shall determine whether interim measures are necessary during and pending the results of an investigation. If interim measures are determined to be necessary, the Compliance Officer or the administrator shall consult with the Superintendent, the Superintendent's designee, or, if appropriate, the site principal to implement, if possible, one or more of the interim measures. The interim measures shall-may remain in place until the Compliance Officer determines that they are no longer necessary or until the district issues its final written decision, whichever occurs first investigation report. The Compliance Officer may decide to maintain interim measures in place after an investigation report is issued.

Notifications

The district's UCP policy and administrative regulation shall be posted in all district schools and offices, including staff lounges and student government meeting rooms. (Education Code 234.1)

The Superintendent or designee shall annually provide written notification of the district's UCP to students, employees, parents/guardians of district students, the district advisory committee members, school advisory committee members, appropriate private school officials or representatives, and other interested parties. (Education Code 262.3, 49013, 52075; 5 CCR 4622)

(cf. 0420 - School Plans/Site Councils)

(cf. 1220 - Citizen Advisory Committees)

(cf. 3260 - Fees and Charges)

(cf. 4112.9/4212.9/4312.9 - Employee Notifications)

(cf. 5145.6 - Parental Notifications)

~~The Superintendent or designee shall ensure that all students and parents/guardians, including students and parents/guardians with limited English proficiency, have access to the relevant information provided in the district's policy, regulation, forms, and notices concerning the UCP.~~

~~If 15 percent or more of students enrolled in a particular district school speak a single primary language other than English, the district's policy, regulation, forms, and notices concerning the UCP shall be translated into that language, in accordance with Education Code 234.1 and 48985. In all other instances, the district shall ensure meaningful access to all relevant UCP information for parents/guardians with limited English proficiency.~~

The notice shall include:

1. A statement that the district is primarily responsible for compliance with applicable federal and state laws and regulations, including those related to prohibition of unlawful discrimination, harassment, intimidation, or bullying against any protected group and all programs and activities that are subject to UCP as identified in the section "Complaints Subject to UCP" in the accompanying Board policy.
2. The title of the position responsible for processing complaints, the identity of the person(s) currently occupying that position if known, and a statement that such persons will be knowledgeable about the laws and programs that they are assigned to investigate.
3. A statement that a UCP complaint must be filed no later than one year from the date the alleged violation occurred.
4. A statement that, in the case of a complaint alleging unlawful discrimination, harassment, intimidation, or bullying, a UCP complaint must be filed no later than six months from the date of the alleged conduct or the date the complainant first obtained knowledge of the facts of the alleged conduct.
5. A statement that a student enrolled in a public school shall not be required to pay a fee for participation in an educational activity that constitutes an integral fundamental part of the district's educational program, including curricular and extracurricular activities.
6. A statement that a complaint regarding student fees or the local control and accountability plan (LCAP) may be filed anonymously if the complainant provides evidence or information leading to evidence to support the complaint.

(cf. 0460 - Local Control and Accountability Plan)

(cf. 3260 - Fees and Charges)

7. A statement that the district will post a standardized notice of the educational rights of foster youth, homeless students, former juvenile court school students now enrolled in the district, children of military families, migrant students, and immigrant students enrolled in a newcomer program, as specified in Education Code 48853, 48853.5, 49069.5, 51225.1, and 51225.2, and the complaint process.

(cf. 6173 - Education for Homeless Children)

(cf. 6173.1 - Education for Foster Youth)

8. A statement that complaints will be investigated in accordance with the district's UCP and a written investigation report will be sent to the complainant within 60 days from the receipt of the complaint, unless this time period is extended by written agreement of the complainant.

9. A statement that the complainant has a right to appeal the district's investigation report to CDE for programs within the scope of the UCP by filing a written appeal, including a copy of the original complaint and the district's investigation report, within 30 days of receiving the district's investigation report.
10. A statement advising the complainant of any civil law remedies, including, but not limited to, injunctions, restraining orders, or other remedies or orders that may be available to the complainant under state or federal antidiscrimination laws, if applicable.
11. A statement that copies of the district's UCP are available free of charge.

1. Identify the person(s), position(s), or unit(s) responsible for receiving complaints

~~2. Advise the complainant of any civil law remedies that may be available to him/her under state or federal discrimination laws, if applicable~~

~~3. Advise the complainant of the appeal process, including, if applicable, the complainant's right to take a complaint directly to the California Department of Education (CDE) or to pursue remedies before civil courts or other public agencies, such as the U.S. Department of Education's Office for Civil Rights (OCR) in cases involving unlawful discrimination.~~

4. Include statements that:

~~a. The district has the primary responsibility to ensure compliance with applicable state and federal laws and regulations governing educational programs.~~

~~b. The complaint review shall be completed within 60 calendar days from the date of receipt of the complaint unless the complainant agrees in writing to an extension of the timeline.~~

~~c. A complaint alleging retaliation, unlawful discrimination, or bullying must be filed not later than six months from the date it occurred, or six months from the date the complainant first obtained knowledge of the facts of the alleged discrimination. The time for filing may be extended for up to 90 days by the Superintendent or designee for good cause upon written request by the complainant setting forth the reasons for the extension.~~

~~d. A student enrolled in a public school shall not be required to pay a fee for his/her participation in an educational activity that constitutes an integral fundamental part of the district's educational program, including curricular and extracurricular activities.~~

~~e. The Board is required to adopt and annually update a local control and accountability plan (LCAP), in a manner that includes meaningful engagement of parents/guardians, students, and other stakeholders in the development and/or review of the LCAP.~~

(cf. 0460 – Local Control and Accountability Plan)

~~f. The complainant has a right to appeal the district's decision to the CDE by filing a written appeal within 15 calendar days of receiving the district's decision.~~

~~g. The appeal to the CDE must include a copy of the complaint filed with the district and a copy of the district's decision.~~

~~h. Copies of the district's UCP are available free of charge.~~

In addition, in each license-exempt California State Preschool Program (CSPP) classroom, a notice shall be posted notifying parents/guardians, students, and teachers of the health and safety requirements of Title 5 regulations that apply to CSPP programs pursuant to Health and Safety Code 1596.7925 and the location at which to obtain a form to file any complaint alleging noncompliance with those requirements. (Education Code 8235.5)

The annual notification, complete contact information of the Compliance Officers, and information related to Title IX as required pursuant to Education Code 221.61 shall be posted on the district web site and may be provided through district-supported social media, if available.

(cf. 1113 - District and School Web Sites)

(cf. 1114 - District-Sponsored Social Media)

The Superintendent or designee shall ensure that all students and parents/guardians, including students and parents/guardians with limited English proficiency, have access to the relevant information provided in the district's policy, regulation, forms, and notices concerning the UCP.

If fifteen percent (15%) or more of students enrolled in a particular district school speak a single primary language other than English, the district's policy, regulation, forms, and notices concerning the UCP shall be translated into that language, in accordance with Education Code 234.1 and 48985. In all other instances, the district shall ensure meaningful access to all relevant UCP information for parents/guardians with limited English proficiency.

District Responsibilities

~~All UCP-related complaints shall be investigated and resolved within 60 calendar days of the district's receipt of the complaint unless the complainant agrees in writing to an extension of the timeline. (5 CCR 4631)~~

~~The compliance officer shall maintain a record of each complaint and subsequent related actions, including steps taken during the investigation and all information required for compliance with 5 CCR 4631 and 4633.~~

~~All parties involved in the allegations shall be notified when a complaint is filed and when a decision or ruling is made. However, the compliance officer shall keep all complaints or allegations of retaliation, unlawful discrimination, or bullying confidential except when disclosure is necessary to carry out the investigation, take subsequent corrective action, conduct ongoing monitoring, or maintain the integrity of the process. (5 CCR 4630, 4964)~~

Filing of Complaints

~~The complaint shall be presented to the Compliance Officer who shall maintain a log of complaints received, providing each with a code number and a date stamp.~~

All complaints shall be filed in writing, signed by the complainant, and filed with the Compliance Officer, whenever possible. If a complainant is unable to put a complaint in writing due to conditions such as a disability or illiteracy, district staff shall assist the complainant in the filing of the complaint. The signature on a complaint may be handwritten, typed (including in an email), or electronically generated. (5 CCR 4600)

All school personnel who are in receipt of a complaint that pertains to UCP shall immediately notify the site administrator. All UCP complaints filed with a site administrator will be forwarded to a Compliance Officer. All parties involved in the allegations shall be notified when a complaint is filed and when a decision or ruling is made. The Compliance Officer shall keep all complaints or allegations of retaliation or unlawful discrimination (such as discriminatory harassment, intimidation, or bullying) confidential except when disclosure is necessary

to carry out the investigation, take subsequent corrective action, conduct ongoing monitoring, or maintain the integrity of the process. (5 CCR 4630, 4964)

All eComplaints shall also be filed in accordance with the following rules, as applicable:

1. A ~~written~~ complaint alleging district violation of applicable state or federal law or regulations governing the programs specified in the accompanying Board policy (items #1 through 26 of the section "Complaints Subject to UCP") ~~adult education programs, consolidated categorical aid programs, migrant education, career technical and technical education and training programs, child care and development programs, child nutrition programs, and special education programs~~ may be filed by any individual, public agency, or organization. (5 CCR 4630)
2. Any complaint alleging noncompliance with law regarding the prohibition against ~~requiring students to pay student fees, deposits, and charges or any requirement related to the LCAP~~ may be filed anonymously, without a signature, if the complaint provides evidence, or information leading to evidence, to support an allegation of noncompliance. A complaint about a violation of the prohibition against the charging of unlawful student fees may be filed with the principal of the school or with the Superintendent or designee. However, any such complaint shall be filed no later than one year from the date the alleged violation occurred. (Education Code 49013, 52075; 5 CCR 4630)
3. A complaint alleging unlawful discrimination, ~~including such as~~ discriminatory harassment, intimidation, or bullying, may be filed only by a persons who alleges that ~~he/she~~they have personally suffered unlawful discrimination or ~~by a person~~ who believes that ~~an individual or any specific class of individuals~~ has been subjected to unlawful discrimination, or by a duly authorized representative who alleges that an individual student has been subjected to unlawful discrimination, harassment, intimidation or bullying. ~~subjected to it.~~ The complaint shall be initiated no later than six months from the date ~~when that~~ the alleged unlawful discrimination occurred, or six months from the date when the complainant first obtained knowledge of the facts of the alleged unlawful discrimination. The time for filing may be extended for up to 90 days by the Superintendent or designee for good cause upon written request by the complainant setting forth the reasons for the extension. (5 CCR 4630)
4. When a complaint alleging unlawful discrimination, ~~including discriminatory harassment, intimidation, or bullying~~ or bullying is filed anonymously, the Ceompliance Oefficer shall pursue an investigation or other response as appropriate, ~~depending on the specificity and reliability of~~ based on the information provided and the seriousness of the allegation.
5. When the complainant ~~or alleged victim~~ of unlawful discrimination, including discriminatory harassment, intimidation, or bullying, or bullying or the alleged victim, when not the complainant, requests confidentiality, the Ceompliance Oefficer shall inform ~~him/her~~the complainant or victim that the request may limit the district's ability to investigate the conduct or take other necessary action. When honoring a request for confidentiality, the district ~~will~~ shall nevertheless take all reasonable steps to investigate and resolve/respond to the complaint consistent with the request.
6. If a complainant is unable to put a complaint in writing due to conditions such as a disability or illiteracy, district staff shall assist him/her in the filing of the complaint. (5 CCR 4600)

Mediation

~~Within three business days after Tthe Ceompliance Oefficer receives the complaint, he/she may informally discuss with all the parties the possibility of using mediation. Mediation shall may be offered to resolve complaints~~

~~that involve more than one student and no adult. However, mediation shall not be offered or used to resolve any complaint involving an allegation of sexual assault or where there is a reasonable risk that a party to the mediation would feel compelled to participate. If the parties agree to mediation, the Compliance Officer shall make all arrangements for this process.~~

~~Before initiating the mediation of a complaint alleging retaliation or, unlawful discrimination, or bullying such as discriminatory harassment, intimidation, or bullying, the Compliance Officer shall ensure that all parties agree to make the mediator a party to relevant confidential information. The Compliance Officer shall also notify all parties of the right to end the informal process at any time.~~

~~If the mediation process does not resolve the problem within the parameters of law, the Compliance Officer shall proceed with his/her an investigation of the complaint.~~

~~The use of mediation shall not extend the district's timelines for investigating and resolving the complaint unless the complainant agrees in writing to such an extension of time. If mediation is successful and the complaint is withdrawn, then the district shall take only the actions agreed to through the mediation. If mediation is unsuccessful, the district shall then continue with subsequent steps specified in this administrative regulation.~~

Investigation of Complaint

~~Within 20 business days after the compliance officer receives the complaint, the compliance officer shall begin an investigation into the complaint.~~

~~Within 10 business days of initiating the investigation, the~~ The Compliance Officer shall provide the complainant and/or his/her ~~the complainant's~~ representative with the opportunity to present the information contained in the complaint to the compliance officer and shall notify the complainant and/or his/her representative of the opportunity to present ~~the compliance officer with~~ any evidence, or information leading to evidence, to support the allegations in the complaint. Such evidence or information may be presented at any time during the investigation.

In conducting the investigation, the Compliance Officer shall determine the proper investigation procedures to ensure an unbiased and thorough investigation. Generally, an investigation will include collection of all available documents and review all available records, notes, or statements related to the complaint, including any additional evidence or information received from the parties during the course of the investigation. The Compliance Officer/Investigator shall individually interview all available witnesses with information pertinent to the complaint, and may visit any reasonably accessible location where the relevant actions are alleged to have taken place. At appropriate intervals, the Compliance Officer/Investigator shall inform both parties of the status of the investigation. ~~collect all available documents and review all available records, notes, or statements related to the complaint, including any additional evidence or information received from the parties during the course of the investigation, shall individually interview all available witnesses with information pertinent to the complaint, and may visit any reasonably accessible location where the relevant actions are alleged to have taken place. To resolve a complaint alleging retaliation, unlawful discrimination, or bullying, the compliance officer shall interview the alleged victim(s), any alleged offenders, and other relevant witnesses privately, separately, and in a confidential manner. As necessary, additional staff or legal counsel may conduct or support the investigation.~~

The Compliance Officer/Investigator shall interview the alleged victim(s), any alleged offenders, and other relevant witnesses privately, separately, and in a confidential manner to the extent practicable. As necessary, additional staff or legal counsel may conduct or support the investigation.

A complainant's refusal to provide the district's Compliance Officer/Investigator with documents or other evidence related to the allegations in the complaint, failure or refusal to cooperate in the investigation, or engagement in any other obstruction of the investigation may result in the dismissal of the complaint because of

a lack of evidence to support the allegation(s). Similarly, a respondent's refusal to provide the district's Compliance Officer/Investigator with documents or other evidence related to the allegations in the complaint, failure or refusal to cooperate in the investigation, or engagement in any other obstruction of the investigation may result in a finding, based on evidence collected, that a violation has occurred and in the imposition of a remedy in favor of the complainant. (5 CCR 4631)

In accordance with law, the district shall provide the Compliance Officer/-Investigator with access to records and other information related to the allegation(s) in the complaint and shall not in any way obstruct the investigation. Failure or refusal of the district to cooperate in the investigation may result in a finding based on evidence collected that a violation has occurred and in the imposition of a remedy in favor of the complainant. (5 CCR 4631)

The Ceompliance Ooefficer/Investigator shall apply a "preponderance of the evidence" standard in determining the veracity of the factual allegations in a complaint. This standard is met if the allegation is more likely to be true than not.

Investigation Report of Findings

Unless extended by written agreement with the complainant, the Ceompliance Ooefficer shall prepare and send to the complainant a written report, ~~of the district's investigation and decision, as described herein in the section "Final Written Decision" below,~~ within 60 calendar days of the district's receipt of the complaint. (5 CCR 4631)

For any complaint alleging unlawful discrimination (such as discriminatory harassment, intimidation, and bullying), the respondent shall be informed of any extension of the timeline agreed to by the complainant. The respondent also shall be sent the district's written report at the same time it is provided to the complainant.

Final Written Decision

~~The district's decision shall be in writing and shall be sent to the complainant. (5 CCR 4631)~~

~~In consultation with district legal counsel, information about the relevant part of a decision may be communicated to a victim who is not the complainant and to other parties that may be involved in implementing the decision or affected by the complaint, as long as the privacy of the parties is protected.~~

~~If the complaint involves a limited-English-proficient student or parent/guardian and the student involved attends a school at which 15 percent or more of the students speak a single primary language other than English, then the decision shall also be translated into that language. In other all other instances, the district shall ensure meaningful access to all relevant information for parents/guardians with limited English proficiency.~~

~~For all complaints, the decision-district's investigation report shall include: (5 CCR 4631)~~

- ~~1. The fFindings of fact based on the evidence gathered. In reaching a factual determination, the following factors may be taken into account:~~
 - ~~a. Statements made by any witnesses~~
 - ~~b. The relative credibility of the individuals involved~~
 - ~~e. How the complaining individual reacted to the incident~~
 - ~~d. Any documentary or other evidence relating to the alleged conduct~~

~~e. Past instances of similar conduct by any alleged offenders~~

~~f. Past false allegations made by the complainant~~

2. Conclusion providing a clear determination as to each allegation as to whether the district is in compliance with the relevant law. The conclusion(s) of law
3. Corrective action(s), whenever the district finds merit in the complaint, including, when required by law, a remedy to all affected students and parents/guardians and, for a student fees complaint, a remedy that complies with Education Code 49013 and 5 CCR 4600. Disposition of the complaint
4. Notice of the complainant's right to appeal the district's investigation report to CDE except when the district has used the UCP to address a complaint not specified in 5 CCR 4610. Rationale for such disposition

~~For complaints of retaliation or unlawful discrimination, including discriminatory harassment, intimidation, or bullying, the disposition of the complaint shall include a determination for each allegation as to whether retaliation or unlawful discrimination has occurred.~~

~~The determination of whether a hostile environment exists may involve consideration of the following:~~

- ~~a. How the misconduct affected one or more students' education~~
- ~~b. The type, frequency, and duration of the misconduct~~
- ~~c. The relationship between the alleged victim(s) and offender(s)~~
- ~~d. The number of persons engaged in the conduct and at whom the conduct was directed~~
- ~~e. The size of the school, location of the incidents, and context in which they occurred~~
- ~~f. Other incidents at the school involving different individuals~~

~~13.5. Procedures to be followed for initiating an appeal to CDE. Corrective action(s), including any actions that have been taken or will be taken to address the allegations in the complaint and including, with respect to a student fees complaint, a remedy that comports with Education Code 49013 and 5 CCR 4600~~

~~For complaints of unlawful discrimination, including discriminatory harassment, intimidation, or bullying, the notice may, as required by law, include:~~

- ~~a. The corrective actions imposed on the individual found to have engaged in the conduct that relate directly to the subject of the complaint~~
- ~~b. Individual remedies offered or provided to the subject of the complaint~~
- ~~c. Systemic measures the school has taken to eliminate a hostile environment and prevent recurrence~~

~~6. Notice of the complainant's right to appeal the district's decision within 15 calendar days to the CDE and procedures to be followed for initiating such an appeal~~

The ~~decision-investigation report~~ may also include follow-up procedures to prevent recurrence or retaliation and for reporting any subsequent problems.

In consultation with district legal counsel, information about the relevant part of an ~~decision-investigation report~~ may be communicated to a victim who is not the complainant and to other parties ~~that who~~ may be involved in implementing the decision or ~~are~~ affected by the complaint, as long as the privacy of the parties is protected. In a complaint alleging unlawful discrimination (such as discriminatory harassment, intimidation, and bullying), notice of the district's investigation report to the alleged victim shall include information about any sanction to be imposed upon the respondent that relates directly to the alleged victim.

If the complaint involves a limited-English-proficient student or parent/guardian and the student involved ~~attends~~ is enrolled in a school at which 15 percent or more of the students speak a single primary language other than English, then the ~~decision-investigation report~~ shall also be translated into that language pursuant to Education Code 48985. In ~~either~~ all other instances, the district shall ensure meaningful access to all relevant information for parents/guardians with limited English proficiency.

For complaints alleging unlawful discrimination based on state law, ~~including (such as discriminatory harassment, intimidation, and bullying), based on state law,~~ the ~~decision-investigation report~~ shall also include a notice to the complainant that:

1. ~~He/she~~The complainant may pursue available civil law remedies outside of the district's complaint procedures, including seeking assistance from mediation centers or public/private interest attorneys, 60 calendar days after the filing of an appeal with the CDE. (Education Code 262.3)
2. The 60-day moratorium does not apply to complaints seeking injunctive relief in state courts or to discrimination complaints based on federal law. (Education Code 262.3)
3. Complaints alleging discrimination based on race, color, national origin, sex, gender, disability, or age may also be filed with the U.S. Department of Education, Office for Civil Rights at www.ed.gov/ocr within 180 days of the alleged discrimination.
- 3.4. If an employee is disciplined as a result of the complaint, the investigation report shall simply state that effective action was taken and that the employee was informed of district expectations. The report shall not give any further information as to the nature of the disciplinary action.

Corrective Actions

When a complaint is found to have merit, the ~~C~~ompliance ~~O~~fficer shall adopt any appropriate corrective action permitted by law. Appropriate corrective actions that focus on the larger school or district environment may include, but are not limited to, actions to reinforce district policies, ~~;~~ training for faculty, staff, and students, ~~;~~ updates to school policies, ~~;~~ or school climate surveys.

When a complaint is found to have merit, an appropriate remedy shall be provided to the complainant or other affected person.

(cf. 5137 - Positive School Climate)

For complaints involving retaliation ~~or,~~ unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), ~~or bullying,~~ appropriate ~~corrective actions that focus on the victim~~ remedies that may be offered to the victim but not communicated to the respondent may include, but are not limited to, the following:

1. Counseling;

2. Academic support;
3. Health services;
4. Assignment of an escort to allow the victim to move safely about campus;
5. Information regarding available resources and how to report similar incidents or retaliation;
6. Separation of the victim from any other individuals involved, provided the separation does not penalize the victim;
7. Restorative justice; and/or
8. Follow-up inquiries to ensure that the conduct has stopped and there has been no retaliation.

~~9. Determination of whether any past actions of the victim that resulted in discipline were related to the treatment the victim received and described in the complaint~~

For complaints involving retaliation, or unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), ~~or bullying~~, appropriate corrective actions that focus on a student offender may include, but are not limited to, the following:

1. Transfer from a class or school as permitted by law;
2. Parent/guardian conference;
3. Education regarding the impact of the conduct on others;
4. Positive behavior support;
5. Referral to a student success team;
6. Denial of participation in extracurricular or co-curricular activities or other privileges as permitted by law; and/or
7. Disciplinary action, such as suspension or expulsion, as permitted by law.

(cf. 5144 - Discipline)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))

When an employee is found to have committed retaliation or unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), the district shall take appropriate disciplinary action, up to and including dismissal, in accordance with applicable law and collective bargaining agreement.

The district may also consider training and other interventions for the larger school community to ensure that students, staff, and parents/guardians understand the types of behavior that constitute unlawful discrimination, including (such as discriminatory harassment, intimidation, or bullying), that the district does not tolerate it, and how to report and respond to it.

If a complaint alleging noncompliance with the laws regarding student fees, deposits, and other charges, physical education instructional minutes, or any requirement related to the LCAP is found to have merit, the district shall provide a remedy to all affected students and parents/guardians subject to procedures established by regulation of the State Board of Education. (Education Code 49013, 51222, 51223, 52075). (~~Education Code 49013, 52075~~)

For complaints alleging noncompliance with the laws regarding student fees, the district shall attempt in good faith, by engaging in reasonable efforts, to identify and fully reimburse all affected students and parents/guardians who paid the unlawful student fees within one year prior to the filing of the complaint. (Education Code 49013; 5 CCR 4600)~~such remedies, where applicable, shall include reasonable efforts to ensure full reimbursement to affected students and parents/guardians. (Education Code 49013; 5 CCR 4600)~~

Appeals to the California Department of Education (CDE)

Any complainant who is dissatisfied with the district's ~~final written decision~~investigation report on a complaint regarding any specified federal or state educational program subject to UCP, may file an appeal in writing with the CDE within 15-30 calendar days of receiving the district's ~~decision~~investigation report. (~~Education Code 49013, 52075; 5 CCR 4632~~)

The appeal shall be sent to CDE with a copy of the original locally filed complaint and a copy of the district's investigation report for that complaint. The complainant shall specify and explain the basis for the appeal, including at least one of the following: (5 CCR 4632)

1. The district failed to follow its complaint procedures;
2. Relative to the allegations of the complaint, the district's investigation report lacks material findings of fact necessary to reach a conclusion of law;
3. The material findings of fact in the district's investigation report are not supported by substantial evidence;
4. The legal conclusion in the district's investigation report is inconsistent with law; and/or
5. In a case in which the district found noncompliance, the corrective actions fail to provide a proper remedy.

The CDE will not process an appeal if it is untimely or if it fails to include this information. (5 CCR 4632)

~~The complainant shall specify the basis for the appeal of the decision and whether the facts are incorrect and/or the law has been misapplied. The appeal shall be accompanied by a copy of the locally filed complaint and a copy of the district's decision. (5 CCR 4632)~~

Upon notification by the CDE that the complainant has appealed the district's ~~decision~~investigation report, the Superintendent or designee shall forward the following documents to the CDE within 10 days of the date of notification: (5 CCR 4633)

1. A copy of the original complaint.
2. A copy of the ~~decision~~written investigation report.
3. ~~A summary of the nature and extent of the investigation conducted by the district, if not covered by the decision~~

- 5.3. 4. A copy of the investigation file including, but not limited to, all notes, interviews, and documents submitted by the parties and gathered by the investigator.
- 6.4. 5. A report of any action taken to resolve the complaint.
- 7.5. 6. A copy of the district's uniform complaint procedures.
- 8.6. 7. Other relevant information requested by the CDE.

The district's failure to provide a timely and complete response may result in the CDE ruling on the appeal without considering information from the district. (5 CCR 4633)

If notified by CDE that the district's investigation report failed to address allegation(s) raised by the complaint, the district shall, within 20 days of the notification, provide CDE and the appellant with an amended investigation report that addresses the allegation(s) that were not addressed in the original investigation report. The amended report shall also inform the appellant of the right to separately appeal the amended report with respect to the allegation(s) that were not addressed in the original report. (5 CCR 4632)

Health and Safety Complaints in California State Preschool Program (CSPP)

UCP complaints regarding state preschool health and safety issues in a license-exempt CSPP program shall comply with the following:

1. All complaints shall be filed with the preschool program administrator or designee, and may be filed anonymously. The complaint form shall specify the location for filing the complaint and shall contain a space to indicate whether the complainant desires a response to the complaint. A complainant may add as much text to explain the complaint as he or she wishes. A complainant who self-identifies is entitled to a response if the complainant indicates that a response is requested. Any response, if requested, shall be written in English and the primary language in which the complaint was filed.
2. If it is determined that the complaint is beyond the authority of the preschool program administrator, the matter shall be forwarded to the Superintendent or designee in a timely manner, not to exceed 10 working days, for resolution. (Education Code 8235.5)
3. Investigation of a complaint regarding health or safety issues in a license-exempt CSPP program shall begin within 10 days of receipt of the complaint. (Education Code 8235.5)
4. The preschool administrator or designee shall remedy a valid complaint within a reasonable time period not to exceed 30 working days from the date the complaint was received. If the complainant has indicated on the complaint form a desire to receive a response to the complaint, the preschool administrator or Superintendent's designee shall report the resolution of the complaint to the complainant within 45 working days of the initial filing of the complaint.
5. If the preschool administrator makes this report, the information shall be reported at the same time to the Superintendent or designee.
6. A complainant not satisfied with the resolution of the complaint has the right to describe the complaint to the Governing Board at a regularly scheduled meeting. (Education Code 8235.5)
7. A complainant may file a written appeal of the district's decision to CDE in accordance with 5 CCR 4632 as described above. (Education Code 8235.5) Any appeal must be filed within 30 days of the date of the complainant's receipt of the district's report.

8. The district shall report summarized data on the nature and resolution of all CSPP health and safety complaints by general subject area with the number of resolved and unresolved complaints, on a quarterly basis to the Board at a regularly scheduled meeting, and to the County Superintendent of Schools.

9. All complaints and responses are public records. (Education Code 8235.5)

Regulation
approved: March 22, 2016

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
Danville, California

revised: [DATE]

E 1312.3 Uniform Complaint Procedure

UNIFORM COMPLAINT FORM

OFFICIAL USE ONLY	
Issue #:	School/Site:
Date Issued:	Date Returned:
Time:	Time:
Signature of Administrator:	Signature of Administrator:

A complaint under the Uniform Complaint Procedures (UCP) is a written and signed statement alleging a violation of federal or state laws governing certain educational programs. The San Ramon Valley Unified School District (District) has the primary responsibility to ensure compliance with applicable state and federal laws and regulations governing these educational programs. As always, the District's Governing Board (Board) encourages early resolution of complaints whenever possible. However, to resolve complaints which may require a more formal process, the Board adopted the uniform system of complaint processes specified in Title 5 of the California Code of Regulations sections 4600-4694, as applicable, and District Board Policy (BP) and Administrative Regulation (AR) 1312.3. The District designates UCP compliance officer(s) who receive and coordinate the investigation of complaints and ensure District compliance with the law. UCP complaints should be submitted by mail or email to:

Compliance Officers:

Assistant Superintendent, Human Resources
San Ramon Valley Union School District
699 Old Orchard Drive
Danville, CA 94526
925-552-2923
krogenski@srvusd.net

OR Director, Student Services
San Ramon Valley Union School District
699 Old Orchard Drive
Danville, CA 94526
925-552-5033
dkravitz@srvusd.net

If you are unable to put your complaint in writing, due to conditions such as a disability or illiteracy, the District will assist you with filing the complaint. Complaints may be filed anonymously, and will be investigated if sufficient information is provided.

Name: _____

Address: _____

Phone Number: _____ Email address: _____

Role: Parent/Guardian Employee Student Other

A complaint filed on behalf of a student may only be filed by that student or that student's duly authorized representative.

E 1312.3 Uniform Complaint Procedure

COMPLAINT

Date(s) of Alleged Violation(s): _____

School/Dept. of Alleged Violation(s): _____

Basis for Complaint (select all that apply):

- Adult education
- After school education and safety programs
- Agricultural career technical education
- Career technical/technical education/technical training
- Child care and development programs
- Compensatory education
- Consolidated categorical aid programs
- Every Student Succeeds Act (ESSA)
- Migrant education
- Regional Occupation Centers and Programs (ROCP)
- School safety plans
- Sexual Harassment (BP 5147.7)
- Discrimination, including harassment, intimidation, or bullying, on the basis of (select all that apply):
 - Race
 - National origin
 - Sex
 - Ethnicity
 - Age
 - Gender
 - Color
 - Religion
 - Gender identity
 - Ancestry
 - Marital status
 - Parental status
 - Gender expression
 - Sexual orientation
 - Genes
 - Ethnic group identification
 - Physical or mental disability
 - Association with person/group with one or more of these actual or perceived characteristics
- Reasonable accommodations to a lactating student
- Pregnant or parenting student
- Pupil fees
- Local Control and Accountability Plans (LCAP)
- School plan for student achievement
- School Site Council
- Educational rights for foster youth
- Educational and graduation requirements for foster youth, homeless youth, and other youth (e.g., former juvenile court school pupils, children of military families, newcomers and migratory education students)
- Courses of study without educational content
- Deficiencies related to preschool health & safety issues for a California state preschool
- Physical education instructional minutes
- Retaliation

BP 4030 Nondiscrimination in Employment

The Governing Board is determined to provide district employees, interns, volunteers, and job applicants a safe, positive environment where they are assured of full and equal employment access and opportunities, protection from harassment or intimidation, and freedom from any fear of reprisal or retribution for asserting their employment rights in accordance with law. This policy shall apply to all district employees and, to the extent required by law, to interns, volunteers, job applicants, and persons contracted with the district to provide services, as applicable.

(cf. 1240 - Volunteer Assistance)

(cf. 4111/4211/4311 - Recruitment and Selection)

~~The Board of Education desires to provide a positive work environment where employees and job applicants are assured of equal access and opportunities and are free from harassment in accordance with law. The Board prohibits district employees from discriminating against or harassing any other district employee or job applicant on the basis of the person's actual or perceived race, religious creed, color, national origin, ancestry, age, marital status, pregnancy, physical or mental disability, medical condition, genetic information, veteran status, gender, gender identity, gender expression, sex, or sexual orientation.~~

No district employee shall be discriminated against or harassed by any coworker, supervisor, manager, or other person with whom the employee comes in contact in the course of employment, on the basis of the employee's actual or perceived race, religious creed, color, national origin, ancestry, age, marital status, pregnancy, physical or mental disability, medical condition, genetic information, military and veteran status, gender, gender identity, gender expression, sex, or sexual orientation or association with a person or group with one or more of these actual or perceived characteristics.

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 4032 - Reasonable Accommodation)

(cf. 4033 - Lactation Accommodation)

(cf. 4119.11/4219.11/4319.11 - Sexual Harassment)

(cf. 4119.41/4219.41/4319.41 - Employees with Infectious Disease)

~~(cf. 4154/4254/4354 - Health and Welfare Benefits)~~

~~(cf. 5145.7 - Sexual Harassment)~~

~~The district shall not inquire into any employee's immigration status nor discriminate against an employee on the basis of immigration status, unless there is clear and convincing evidence that it is necessary to comply with federal immigration law. (2 CCR 11028)~~

Discrimination in employment based on the characteristics listed above is prohibited in all areas of employment and in all employment-related practices, including the following:

1. Discrimination in hiring, compensation, terms, conditions, and other privileges of employment;
2. Taking of an adverse employment action, such as termination or the denial of employment, promotion, job assignment, or training;
3. Unwelcome conduct, whether verbal, physical, or visual, that is so severe or pervasive as to adversely affect an employee's employment opportunities, or that has the purpose or effect of

unreasonably interfering with the individual's work performance or creating an intimidating, hostile, or offensive work environment;

4. Actions and practices identified as unlawful or discriminatory pursuant to Government Code 12940 or 2 CCR 11006-11086, such as:

a. Sex discrimination based on an employee's pregnancy, childbirth, breastfeeding, or any related medical condition or on an employee's gender, gender expression, or gender identity, including transgender status;

(cf. 4033 - Lactation Accommodation)

(cf. 4119.11/4219.11/4319.11 - Sexual Harassment)

b. Religious creed discrimination based on an employee's religious belief or observance, including religious dress or grooming practices, or based on the district's failure or refusal to use reasonable means to accommodate an employee's religious belief, observance, or practice which conflicts with an employment requirement;

c. Requirement for a medical or psychological examination of a job applicant, or an inquiry into whether a job applicant has a mental or physical disability or a medical condition or as to the severity of any such disability or condition, without the showing of a job-related need or business necessity;

(cf. 4119.41/4219.41/4319.41 - Employees with Infectious Disease)

d. Failure to make reasonable accommodation for the known physical or mental disability of an employee or to engage in a timely, good faith, interactive process with an employee who has requested such accommodations to determine the effective reasonable accommodations, if any, to be provided to the employee.

(cf. 4032 - Reasonable Accommodation)

~~Prohibited discrimination consists of the taking of any adverse employment action against a person, including termination or denial of promotion, job assignment, or training, or in discriminating against the person in compensation, terms, conditions, or other privileges of employment based on any of the prohibited categories of discrimination listed above.~~

~~The prohibition against discrimination based on the religious creed of an employee or job applicant includes any discrimination based on the person's religious dress or grooming practices or any conflict between the person's religious belief, observance, or practice and an employment requirement. The prohibition against discrimination based on the sex of an employee or job applicant shall include any discrimination based on the person's pregnancy, childbirth, breastfeeding, or any related medical conditions. (Government Code 12926, 12940)~~

~~Harassment consists of any unwelcome verbal, physical, or visual conduct that is based on any of the prohibited categories of discrimination listed above and that is so severe or pervasive that it adversely affects an individual's employment opportunities, has the purpose or effect of unreasonably interfering with the individual's work performance, or creates an intimidating, hostile, or offensive work environment.~~

The Board also prohibits retaliation against any district employee or job applicant who opposes any discriminatory employment practice by the district or its employees, agents, or representatives or who complains, testifies, assists,

~~or in any way participates in the district's complaint procedures instituted process pursuant to this policy. No employee who requests an accommodation for any protected characteristic listed in this policy shall be subjected to any punishment or sanction, regardless of whether the request was granted. (Government Code 12940; 2 CCR 11028)~~

~~Any district employee who engages in prohibited discrimination, harassment, or retaliation or who aids, abets, incites, compels, or coerces another to engage or attempt to engage in such behavior in violation of this policy shall be subject to disciplinary action, up to and including dismissal.~~

~~(cf. 4117.4 - Dismissal)~~

~~(cf. 4118 - Suspension/Disciplinary Action)~~

~~(cf. 4218 - Dismissal/Suspension/Disciplinary Action)~~

~~The following position is designated as Coordinator for Nondiscrimination in Employment:~~

~~Assistant Superintendent, Human Resources~~

~~699 Old Orchard Road~~

~~Danville, CA 94526~~

~~(925) 552-2923~~

~~Any employee or job applicant who believes that he/she has been or is being discriminated against or harassed in violation of district policy should, as appropriate, immediately contact his/her supervisor, the Coordinator, or the Superintendent who shall advise the employee or applicant about the district's procedures for filing, investigating, and resolving any such complaint.~~

~~Complaints concerning employment discrimination, harassment, or retaliation regarding employment discrimination or harassment shall be addressed with procedures specified in the accompanying administrative regulation. Complaints of sexual harassment shall be addressed in accordance with AR 4119.12/4219.12/4319.12 - Title IX Sexual Harassment Complaint Procedures if the alleged conduct meets the definition of Title IX Sexual Harassment pursuant to 34 CFR 106.30. immediately be investigated in accordance with AR 4031 - Complaints Concerning Discrimination in Employment.~~

~~(cf. 4031-4030 - Complaints Concerning Discrimination in Employment)~~

~~Any supervisory or management employee who observes or has knowledge of an incident of prohibited discrimination or harassment, including harassment of an employee by a nonemployee, shall report the incident to the Coordinator or Superintendent or Nondiscrimination Coordinator/Title IX Coordinator, as identified in Administrative Regulation 4030 or Administrative Regulation 4119.12/4219.12/4319.12 - Title IX Sexual Harassment Complaint Procedures as soon as practical after the incident. All other employees are encouraged to report such incidents to their supervisor or the Nondiscrimination Coordinator/Title IX Coordinator immediately. The district shall protect any employee who reports such incidents from retaliation.~~

~~The Superintendent or designee shall use all appropriate means to reinforce the district's nondiscrimination policy, including providing training and information to employees about how to recognize harassment, discrimination, or other related conduct, how to respond appropriately, and components of the district's policies and regulations regarding discrimination. The Superintendent or designee shall regularly review the district's employment practices and, as necessary, shall take action to ensure district compliance with the nondiscrimination laws.~~

~~Training and Notifications~~

~~The Superintendent or designee shall provide training to employees about how to recognize harassment and discrimination, how to respond appropriately, and components of the district's policies and regulations regarding discrimination.~~

~~(cf. 4131/4231/4331- Staff Development)
(cf. 4231- Staff Development)
(cf. 4331- Staff Development)~~

~~The Superintendent or designee shall regularly publicize, within the district and in the community, the district's nondiscrimination policy and the availability of complaint procedures. Such publication shall be included in each announcement, bulletin, or application form that is used in employee recruitment. (34 CFR 100.6, 106.9)
The district's policy shall be posted in all district schools and offices including staff lounges and student government meeting rooms. (5 CCR 4960)~~

Any district employee who engages in prohibited discrimination, harassment, or retaliation or who aids, abets, incites, compels, or coerces another to engage or attempt to engage in such behavior in violation of this policy shall be subject to disciplinary action, up to and including dismissal.

(cf. 4117.4 - Dismissal)

Legal References:

EDUCATION CODE

200-262.4 Prohibition of discrimination

CIVIL CODE

51.7 Freedom from violence or intimidation

GOVERNMENT CODE

11135 Unlawful discrimination

11138 Rules and regulations

12900-12996 Fair Employment and Housing Act

PENAL CODE

422.56 Definitions, hate crimes

CODE OF REGULATIONS, TITLE 2

11006-11086 Discrimination in employment, especially

11013 Recordkeeping

11019 Terms, conditions and privileges of employment

11023 Harassment and discrimination prevention and correction

11024 Sexual harassment training and education

11027-11028 National origin and ancestry discrimination

~~7287.6 Terms, conditions and privileges of employment~~

CODE OF REGULATIONS, TITLE 5

4600-4670 Uniform complaint procedures

4900-4965 Nondiscrimination in elementary and secondary education programs

UNITED STATES CODE, TITLE 20
1681-1688 Title IX of the Education Amendments of 1972

UNITED STATES CODE, TITLE 29
621-634 Age Discrimination in Employment Act
794 Section 504 of the Rehabilitation Act of 1973

UNITED STATES CODE, TITLE 42
2000d-2000d-7 Title VI, Civil Rights Act of 1964, as amended
2000e-2000e-17 Title VII, Civil Rights Act of 1964, as amended
2000ff-2000ff-11 Genetic Information Nondiscrimination Act of 2008
2000h-2-2000h-6 Title IX of the Civil Rights Act of 1964
6101-6107 Age discrimination in federally assisted programs
12101-12213 Americans with Disabilities Act

CODE OF FEDERAL REGULATIONS, TITLE 28
35.101-35.190 Americans with Disabilities Act

CODE OF FEDERAL REGULATIONS, TITLE 34
100.1-100.13 Nondiscrimination in federal programs, effectuating Title VI
100.6 Compliance information
104.1 - 104.39 Section 504 of the Rehabilitation Act of 1973
104.7 Designation of responsible employee for Section 504
104.8 Notice
106.1-106.61 Discrimination on the basis of sex or blindness, effectuating Title VI
106.8 Designation of responsible employee and adoption of grievance procedures
106.9 Dissemination of policy
110.1-110.39 Nondiscrimination on the basis of age

~~Legal Reference continued:~~

COURT DECISIONS

Thompson v. North American Stainless LP, (2011) 131 S.Ct. 863
Shepard v. Loyola Marymount, (2002) 102 Cal.App.4th 837

Management Resources:

CALIFORNIA DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING PUBLICATIONS
California Law Prohibits Workplace Discrimination and Harassment, December 2014
Transgender Rights in the Workplace
Workplace Harassment Guide for California Employers
Your Rights and Obligations as a Pregnant Employee

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS
Notice of Non-Discrimination, August 2010

U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION PUBLICATIONS

EEOC Compliance Manual
~~Questions and Answers: Religious Discrimination in the Workplace, 2008~~
~~Enforcement Guidance: Reasonable Accommodation and Undue Hardship under the Americans with Disabilities Act, October 2002~~

Enforcement Guidance: Vicarious Employer Liability for Unlawful Harassment by Supervisors, June 1999

WEB SITES

California Department of Fair Employment and Housing: <http://www.dfeh.ca.gov>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

U.S. Equal Employment Opportunity Commission: <http://www.eeoc.gov>

Policy

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT

adopted: March 22, 2016

Danville, California

revised: [DATE]

San Ramon Valley Unified School District | AR 4030 Personnel

Nondiscrimination In Employment

All allegations of discrimination in employment, including those involving an employee, job applicant, intern, volunteer, or other person contracted to provide services to the district shall be investigated and resolved in accordance with procedures specified in this administrative regulation.

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 1240 - Volunteer Assistance)

(cf. 3312 - Contracts)

(cf. 4032 - Reasonable Accommodation)

The Governing Board designates the position identified below as its Nondiscrimination Coordinator (Coordinator) to organize and manage the district's efforts to comply with state and federal nondiscrimination laws and to answer inquiries regarding the district's nondiscrimination policies. The Coordinator may be contacted at:

Assistant Superintendent, Human Resources

699 Old Orchard Road

Danville, CA 94526

(925) 552-2923

[EMAIL]krogenski@srvusd.net

Measures to Prevent Discrimination

To prevent unlawful discrimination, harassment, and retaliation in district employment, the Superintendent or designee shall implement the following measures:

1. Display in a prominent and accessible location at every work site where the district has employees, and post electronically in a conspicuous location on computers for employee use, up-to-date California Department of Fair Employment and Housing (DFEH) posters on the prohibition of workplace discrimination and harassment, the rights of transgender employees, and the rights and obligations of employees who are pregnant, have a related medical condition, or are recovering from childbirth. (Government Code 12950; 2 CCR 11013, 11023, 11049)

(cf. 4119.11/4219.11/4319.11 - Sexual Harassment)

(cf. 4161.8/4261.8/4361.8 - Family Care and Medical Leave)

2. Publicize the district's nondiscrimination policy and regulation, including the complaint procedures and the Coordinator's contact information, by: (5 CCR 4960; 34 CFR 100.6, 106.9)

- a. Including them in each announcement, bulletin, or application form that is used in employee recruitment.
- b. Posting them in all district schools and offices, including staff lounges and other prominent locations.
- c. Posting them on the district's web site and providing easy access to them through district-supported social media, when available.

(cf. 1113 - District and School Web Sites)

(cf. 1114 - District-Sponsored Social Media)

(cf. 4111/4211/4311 - Recruitment and Selection)

3. Disseminate the district's nondiscrimination policy and administrative regulation to all employees by one or more of the following methods: (2 CCR 11023)
 - a. Printing and providing a copy to all employees, with an acknowledgment form for each employee to sign and return.
 - b. Sending a copy via email with an acknowledgment return form.
 - c. Posting a copy on the district intranet with a tracking system ensuring all employees have read and acknowledged receipt of the policies.
 - d. Discussing the policy and regulation with employees upon hire and/or during a new hire orientation session.
 - e. Any other way that ensures employees receive and understand the policy.

(cf. 4112.9/4212.9/4312.9 - Employee Notifications)

4. Provide to employees a handbook that contains information that clearly describes the district's nondiscrimination policy, procedures for filing a complaint, and resources available to employees who believe they have been the victim of any discriminatory or harassing behavior.

~~Provide training regarding the district's nondiscrimination policy, including what constitutes unlawful discrimination, harassment, and retaliation and how and to whom a report of an incident should be made.~~

(cf. 4131/4231/4331 - Staff Development)

5. Periodically review the district's recruitment, hiring, and promotion processes and regularly monitor the terms, conditions, and privileges of employment to ensure district compliance with law.

6. For any district facility where 10 percent of employees have a language other than English as their spoken language, translate the policy into every language spoken by at least 10 percent of the workforce. (2 CCR 11023)

Complaint Procedure (2 CCR 11023)

To the extent required by law, complaints of sexual harassment shall be addressed in accordance with AR 4119.12/4219.12/4319.12 - Title IX Sexual Harassment Complaint Procedures if the alleged conduct meets the definition of sexual harassment pursuant to 34 CFR 106.30.

Any other complaint alleging unlawful discrimination or harassment shall be addressed in accordance with the following procedures:

Notice and Receipt of Complaint

A complainant may report a complaint to a direct supervisor, another supervisor, the Coordinator, or the Superintendent or designee. The complainant's direct supervisor may be bypassed in filing a complaint when the supervisor is the subject of the complaint.

The complainant may first attempt to resolve the situation informally with the supervisor before filing a written complaint.

A supervisor or manager who has received information about an incident of discrimination or harassment, or has observed such an incident, shall report it to the Coordinator, whether or not the complainant files a written complaint.

The written complaint should contain the complainant's name and contact information, the name of the individual who allegedly engaged in the conduct, a description of the conduct alleged, the date(s) and location(s) where the alleged conduct occurred, any witnesses who may have relevant information, any available evidence of the discrimination or harassment, and any other pertinent information which may assist in addressing the complaint.

The Nondiscrimination Coordinator shall assign a staff member to assist the complainant with completing a written complaint if such help is needed.

Investigation

The Coordinator shall promptly initiate an impartial investigation of allegation(s) of discrimination or harassment regardless of whether a written complaint has been filed or whether the written complaint is complete. The Coordinator may investigate the complaint or assign an investigator.

The Coordinator shall meet with the complainant to describe the district's complaint procedure and discuss the actions being sought by the complainant in response to the allegation(s). The Coordinator shall inform the complainant that the investigation of the allegations will be fair, timely, and thorough and will be conducted in a manner consistent with this Administrative

Regulation to reach reasonable conclusions based on the evidence collected. The Coordinator shall also inform the parties that the investigation will be kept confidential to the extent possible, but that some information may be disclosed as necessary to conduct an effective investigation.

(cf. 3580 - District Records)

(cf. 4112.6/4212.6/4312.6 - Personnel Files)

(cf. 4119.23/4219.23/4319.23 - Unauthorized Release of Confidential/Privileged Information)

If the Coordinator determines that a detailed fact-finding investigation is necessary, the Coordinator or assigned investigator will interview the complainant, the person(s) accused, and other persons who may have relevant information.-

The Coordinator will monitor the progress of the investigation to ensure reasonable progress and shall inform the parties as necessary.

When necessary to carry out the investigation or to protect employee safety, the Coordinator may discuss the complaint with the Superintendent or designee, or district legal counsel, or the district's risk manager.

The Coordinator also shall determine whether interim measures, such as scheduling changes, transfers, or leaves, will be implemented as appropriate. The Coordinator shall ensure that such interim measures do not constitute retaliation.

Written Report on Findings and Remedial/Corrective Action

Within 60 days after receiving the complaint, the Coordinator or assigned investigator shall conclude the investigation and prepare a written report of the findings. This timeline may be extended for good cause. If an extension is needed, the Coordinator shall notify the parties.

The report shall include the decision and the reasons for the decision and shall summarize the steps taken during the investigation. If a determination has been made that discrimination or harassment occurred, the report also shall include any corrective action(s) that have been or will be taken to address the behavior, provide appropriate options for remedial actions and resolutions for the complainant, and ensure that retaliation or further discrimination or harassment is prevented. The report shall be presented to the Superintendent or designee.

A summary of the findings shall be provided to the complainant and the person accused.

Appeal

The complainant or the person accused may appeal the summary of findings to the Superintendent or designee within ten (10) days of receiving the summary of findings. The Superintendent or designee will render its decision within twenty (20) [OR INSERT NUMBER OF DAYS] business days.

(cf. 1312.1 - Complaints Concerning School Personnel)

(cf. 9321 - Closed Session Purposes and Agendas)

Retaliation Prohibited

The District prohibits retaliation in any form related to the filing of a complaint, the reporting of instances of discrimination or harassment, or for participation in the complaint procedures. Such participation shall not in any way affect the status or work assignments of the complainant.

Other Remedies

In addition to filing a discrimination or harassment complaint with the district, an individual may file a complaint with either DFEH or the Equal Employment Opportunity Commission (EEOC). The time limits for filing such complaints are as follows:

1. For filing a complaint with DFEH alleging a violation of Government Code 12940-12952, within three years of the alleged discriminatory act(s), unless an exception exists pursuant to Government Code 12960. (Government Code 12960)
2. For filing a complaint with EEOC, within 180 days of the alleged discriminatory act(s). (42 USC 2000e-5)
3. For filing a complaint with EEOC after first filing a complaint with DFEH, within 300 days of the alleged discriminatory act(s) or within 30 days after the termination of proceedings by DFEH, whichever is earlier. (42 USC 2000e-5)

Regulation SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT

approved: [INSERT] Danville, California

BP 4119.11/4219.11/4319.11 Sexual Harassment

The following policy shall apply to all district employees, interns, volunteers, contractors, job applicants, and other persons with an employment relationship with the district.

The Board of Education is committed to providing a safe work environment that is free of harassment and intimidation. ~~prohibits sexual harassment of district employees and job applicants.~~ The Board also prohibits sexual harassment against district employees and retaliatory behavior or action against district employees or other persons who complain, testify or otherwise participate in the complaint process established pursuant to this policy and accompanying Administrative Regulation.

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 4030 - Nondiscrimination in Employment)

Sexual harassment includes, but is not limited to, harassment that is based on the sex, gender, gender identity, gender expression, or sexual orientation of the victim and harassment based on pregnancy, childbirth, or related medical conditions.

The Superintendent or designee shall take all actions necessary to ensure the prevention, investigation, and correction of sexual harassment, including but not limited to:

1. Providing training to employees in accordance with law and Administrative Regulation,
2. Publicizing and disseminating the district's sexual harassment policy to employees and others to whom the policy may apply.~~staff~~

(cf. 4112.9/4212.9/4312.9 - Employee Notifications)

3. Ensuring prompt, thorough, and fair investigation of complaints, consistent with the district's Title IX Sexual Harassment Complaint Procedures (AR 4119.12/4219.12/4319.12) or Nondiscrimination in Employment (AR 4030), as applicable.
4. Taking timely and appropriate corrective/remedial action(s), ~~which may require interim separation of the complainant and the alleged harasser and subsequent monitoring of developments~~

The Superintendent or designee shall periodically evaluate the effectiveness of the district's strategies to prevent and address harassment. Such evaluation may involve conducting regular anonymous employee surveys to assess whether harassment is occurring or is perceived to be tolerated, partnering with researchers or other agencies with the needed expertise to evaluate the district's prevention strategies, and using any other effective tool for receiving feedback on systems and/or processes. As necessary, changes shall be made to the harassment policy, complaint procedures, or training.

Sexual Harassment Reports and Complaints

All complaints and allegations of sexual harassment shall be kept confidential to the extent ~~necessary to carry out the investigation or to take other subsequent necessary actions possible~~ and consistent with applicable law. (2 CCR 11023)(5 CCR 4964)

~~Any district employee or job applicant~~Employees who feels that he/she has they are being or have been sexually harassed in the performance of their responsibilities or who ~~has~~have knowledge of any incident of sexual harassment by or against another ~~employee, a job applicant or a student~~person, shall immediately report the incident to the District's Title IX Coordinator/ or Nondiscrimination Coordinator, his/her supervisor, the

~~principal, district administrator or the Superintendent or designee, or any other district administrator. Employees may bypass their supervisor in filing a complaint whereif the supervisor is the subject of the complaint.~~

~~Any supervisor, principal or other district administrator who receives a sexual harassment complaint shall promptly notify the district's Title IX Coordinator/ or Nondiscrimination Coordinator. The District's Title IX Coordinator/ or Nondiscrimination Coordinator shall ensure that the complaint is promptly addressed through the District's Title IX Sexual Harassment Complaint Procedures (AR 4119.12/4219.12/4319.12) or Nondiscrimination in Employment (AR 4030), as applicable. Complaints which do not meet the definition of sexual harassment under Title IX, may still be subject to consideration under state law and applicable District policy. the Superintendent or designee.~~

~~(cf. 4030 – Nondiscrimination in Employment)~~

~~(cf. 1312.3 – Uniform Complaint Procedures)~~

~~(cf. 4119.12/4219.12/4319.12 – Title IX Sexual Harassment Complaint Procedures)~~

~~Complaints of sexual harassment shall be filed in accordance with AR 4031 – Complaints Concerning Discrimination in Employment. An employee may bypass his/her supervisor in filing a complaint where the supervisor is the subject of the complaint.~~

~~(cf. 4031 – Complaints Concerning Discrimination in Employment)~~

~~Any district employee who engages or participates determined to have engaged or participated in sexual harassment or sexual violence in violation of this policy who aids, abets, incites, compels, or coerces another to commit sexual harassment against a district employee, job applicant, or student is in violation of this policy and is shall be subject to disciplinary action, up to and including dismissal, in accordance with applicable law, district policy, and any applicable collective bargaining agreement.~~

~~(cf. 4117.4 - Dismissal)~~

~~(cf. 4118 – Suspension/Disciplinary Action)~~

~~(cf. 4218 – Dismissal/Suspension/Disciplinary Action)~~

~~Any district employee who permits or fails to report sexual harassment may be subject to disciplinary action up to and including dismissal.~~

Record-Keeping

~~In accordance with law, the Superintendent or designee shall maintain a record of all reported cases allegations of sexual harassment to enable the District to monitor, address, and prevent repetitive harassing behavior in District schools.~~

~~(cf. 3580 - District Records)~~

Legal References:

CIVIL CODE

51.9 Sexual harassment – elements of cause of action

EDUCATION CODE

200-262.4 Prohibition of discrimination on the basis of sex

48985 Notices, report, statements and records in primary language

GOVERNMENT CODE

12900-12996 Fair Employment and Housing Act, especially:
12940 Prohibited discrimination
12950 Sexual harassment: distribution of information
12950.1 Sexual harassment training

LABOR CODE

1101 Political activities of employees
1102.1 Discrimination: sexual orientation

CODE OF REGULATIONS, TITLE 2

11009 Employment discrimination
11021 Retaliation
11023 Harassment and discrimination prevention and correction
11024 Sexual harassment training and education
11034 Terms, conditions, and privileges of employment
~~7287.8 Retaliation~~
~~7288.0 Sexual harassment training and education~~

CODE OF REGULATIONS, TITLE 5

4900-4965 Nondiscrimination in elementary and secondary education programs receiving state financial assistance

UNITED STATES CODE, TITLE 20

1092 Definition of sexual assault
1681-1688 Title IX of the Education Amendments of 1972

UNITED STATES CODE, TITLE 42

2000d-2000d-7 Title VI, Civil Rights Act of 1964
2000e-2000e-17 Title VII, Civil Rights Act of 1964, as amended
2000h-2-2000h-6 Title IX, 1972 Education Act Amendments

CODE OF FEDERAL REGULATIONS, TITLE 34

106.1-106.9 Nondiscrimination on the basis of sex in education programs or activities
106.51-106.82 Nondiscrimination on the basis of sex in employment in education programs or activities
~~106.9 Dissemination of policy~~

COURT DECISIONS

Department of Health Services v. Superior Court of California, (2003) 31 Cal.4th 1026
Faragher v. City of Boca Raton, (1998) 118 S.Ct. 2275
Burlington Industries v. Ellreth, (1998) 118 S.Ct. 2257
Gebser v. Lago Vista Independent School District, (1998) 118 S.Ct. 1989
Oncale v. Sundowner Offshore Serv. Inc., (1998) 118 S.Ct. 998
Meritor Savings Bank, FSB v. Vinson et al., (1986) 447 U.S. 57

Management Resources:

U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION PUBLICATIONS

Promising Practices for Preventing Harassment, November 2017

OFFICE OF CIVIL RIGHTS AND NATIONAL ASSOCIATION OF ATTORNEYS GENERAL

Protecting Students from Harassment and Hate Crime, January, 1999

WEB SITES

California Department of Fair Employment and Housing: <http://www.dfeh.ca.gov>

Equal Employment Opportunity Commission: <http://www.eeoc.gov>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr/index.html>

Policy

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT

adopted: March 22, 2016

Danville, California

revised: [DATE]

AR 4119.11/4219.11/4319.11 [1] Sexual Harassment

The following administrative regulation shall apply to all allegations of sexual harassment involving employees, interns, volunteers, and job applicants, but shall not be used to resolve any complaint by or against a student.

Definitions

~~Prohibited~~ Sexual harassment includes, but is not limited to, unwelcome sexual advances, unwanted requests for sexual favors, or ~~other~~ unwanted verbal, visual, or physical conduct of a sexual nature made ~~against another~~ by a person of the same or opposite sex in the work or educational setting when: (Education Code 212.5; Government Code 12940; 2 CCR 11034)~~5-CCR 4916~~)

1. Submission to the conduct is made explicitly or implicitly a term or condition of the individual's employment.
2. Submission to or rejection of ~~such the~~ conduct by the individual is used as the basis for an employment decision affecting ~~him/her~~ the individual.
3. The conduct has the purpose or effect of ~~having a negative impact upon the~~ unreasonably interfering with an individual's work performance or has the purpose or effect of creating an intimidating, hostile, or offensive working or educational environment or of adversely affecting the individual's performance, evaluation, advancement, assigned duties, or any other condition of employment or career development. Regardless of whether or not the alleged harasser was motivated by sexual desire, the conduct is sufficiently severe, persistent, pervasive, or objectively offensive so as to create a hostile or abusive working environment or to limit the individual's ability to participate in or benefit from an education program or activity.
4. Submission to, or rejection of, the conduct by the ~~other~~ individual is used as the basis for any decision affecting ~~him/her~~ the individual regarding benefits, services, honors, programs, or activities available at or through the district.

(cf. 4030 - Nondiscrimination in Employment)

Examples of Sexual Harassment

~~Other e~~Examples of actions that might constitute sexual harassment in the work or educational setting, whether committed by a supervisor, a co-worker, or a non-employee, ~~in the work or educational setting or any other individual,~~ include, but are not limited to:

1. Unwelcome verbal conduct such as sexual flirtations or propositions; graphic comments about an individual's body; overly personal conversations or pressure for sexual activity;

sexual jokes or stories; unwelcome sexual slurs, leering, epithets, threats, innuendoes, verbal abuse, derogatory comments, sexually degrading descriptions, or the spreading of sexual rumors.

2. Unwelcome visual conduct such as drawings, pictures, graffiti, or gestures; sexually explicit emails; displaying sexually suggestive objects in the educational or work environment.
3. Unwelcome physical conduct such as massaging, grabbing, fondling, stroking, or brushing the body; touching an individual's body or clothes in a sexual way; purposefully cornering, blocking, leaning over, or impeding normal movements of an individual.
4. Sexual assault, sexual battery, or sexual coercion.
5. Electronic communications containing comments, words, or images described above.
- 3-6. Any act of retaliation against an individual who reports a violation of the district's sexual harassment policy, or who participates in the investigation of a sexual harassment complaint.

~~Prohibited sexual harassment may also include any act of retaliation against an individual who reports a violation of the district's sexual harassment policy or who participates in the investigation of a sexual harassment complaint.~~

Title IX Coordinator/Nondiscrimination Coordinator [2]

The District designates the following individuals as the responsible employees to coordinate its efforts to comply with Title IX of the Education Amendments of 1972 , as well as to investigate and resolve sexual harassment complaints under AR 4030 [3]Nondiscrimination in Employment. The Nondiscrimination Coordinator and Title IX Coordinator may be contacted at:

Nondiscrimination Coordinator
Keith Rogenski
Assistant Superintendent, Human Resources
San Ramon Valley Union Unified School District
[ADDRESS]699 Old Orchard Drive
Danville, CA 94526
[PHONE]925-552-2923
[INSERT EMAIL]krogenski@srvusd.net

Title IX Coordinator
Dave Kravitz
Director, Student Services
San Ramon Valley Union School District
San Ramon Valley Unified School District
699 Old Orchard Drive

Danville, Ca 94526
[ADDRESS]
[PHONE]925-552-5033
[INSERT EMAIL]dkravitz@srvusd.net

Reporting Complaints

Any employee who believes that they have experienced or witnessed sexual harassment by a student, employee, or a third party should immediately report the alleged act(s) or incident(s) to the district's Title IX Coordinator/Nondiscrimination Coordinator, principal, or any other supervisor with whom the employee feels comfortable.

Promptly after receiving such a report, the supervisor or principal shall notify the district's Title IX Coordinator/Nondiscrimination Coordinator. All school employees who observe an incident of sexual harassment shall promptly report it to the district's Title IX Coordinator/Nondiscrimination Coordinator, regardless of whether the alleged victim files a formal complaint.

Complaint Procedures

All reports of sexual harassment by and against employees shall be addressed in accordance with applicable law and district procedures. The Title IX Coordinator/Nondiscrimination Coordinator shall review the allegations to determine the applicable procedure for responding to the allegations. All reports that meet the definition of sexual harassment under Title IX shall be addressed pursuant to the district's Title IX Sexual Harassment Complaint Procedures (AR 4119.12/4219.12/4319.12) and applicable law. Other sexual harassment reports shall be addressed pursuant to Nondiscrimination in Employment (AR 4030) [4]and applicable law.

Training[5]

Every two years, ~~the Superintendent or designee shall ensure that supervisory employees receive at least two hours, and nonsupervisory employees receive at least one hour, of classroom or other effective interactive training and education regarding sexual harassment. all employees receive information regarding the district's sexual harassment policies when hired and annually thereafter.~~ All newly hired employees and employees promoted to a supervisory position shall receive training within six months of their assumption of the new position. The District's sexual harassment training and education program shall be provided in accordance with applicable law. (Government Code 12950.1) ~~Such information shall include the procedures for reporting and/or filing complaints involving an employee, employees' duty to use the district's complaint procedures, and employee obligations when a sexual harassment report involving a student is made to the employee.~~

~~Every two years, the Superintendent or designee shall ensure that supervisory employees receive at least two hours of classroom or other effective interactive training and education regarding~~

~~sexual harassment. All newly hired or promoted supervisory employees shall receive training within six months of their assumption of the supervisory position. (Government Code 12950.1)[6] (cf. 1312.3 — Uniform Complaint Procedures)(cf. 4034[7]0 - Complaints Concerning Nond Discrimination in Employment) (cf. 5145.7 — Sexual Harassment~~

~~A supervisory employee is any employee with having the authority, in the interest of the district, to hire, transfer, suspend, lay off, promote, discharge, assign, reward, or discipline other employees, or the responsibility to direct them, adjust their grievances, or effectively recommend such action, when the exercise of the authority is not of a merely routine or clerical nature, but requires the use of independent judgment. (Government Code 12926). or to effectively recommend such action.~~

(cf. 4300 – Administrative and Supervisory Personnel)

Such training may be completed by employees individually or as part of a group presentation, may be completed in shorter segments as long as the applicable hourly requirement is met, and may be provided in conjunction with other training provided to the employees. The training shall be presented by trainers or educators with knowledge and expertise in the prevention of harassment, discrimination, and retaliation. (Government Code 12950.1)

~~The district's sexual harassment training and education program for supervisory employees shall include, but is not limited to, the following the provision of: (Government Code 12950.1; 2 CCR 110243)~~

1. Information and practical guidance regarding federal and state laws ~~on~~ concerning the prohibition, ~~against and the prevention,~~ and correction of sexual harassment, and the remedies available to the victims of sexual harassment in employment.
2. The types of conduct that constitute sexual harassment.
3. Remedies available for victims in civil actions, and potential employer/individual exposure/liability.
4. Strategies to prevent harassment in the workplace.
5. A supervisor's obligation to report sexual harassment, discrimination, and retaliation of which they ~~became~~become aware.
- 2-6. Practical examples which illustrate sexual harassment, discrimination, and retaliation using training modalities such as role plays, case studies, and group discussions, based on factual scenarios taken from case law, news and media accounts, and hypotheticals based on workplace situations and other sources aimed at instructing supervisors in the prevention of harassment, discrimination, and retaliation.
7. The limited confidentiality of the complaint process.

8. Resources for victims of unlawful harassment, such as to whom they should report any alleged harassment.
9. Steps necessary to take appropriate remedial measures to correct harassing behavior, which includes the district's obligation to conduct an effective workplace investigation of a harassment complaint.
10. What to do if the supervisor is personally accused of harassment.
~~A component on the prevention of abusive conduct that addresses the use of derogatory remarks, insults, or epithets, other verbal or physical conduct that a reasonable person would find threatening, intimidating, or humiliating, and the gratuitous sabotage or undermining of a person's work performance.~~
11. The essential elements of the district's anti-harassment policy, and how to use the policy if a harassment complaint is filed.

Employees shall receive a copy of the district's sexual harassment policy and administrative regulations, which they shall read and acknowledge that they have received.~~A copy of the district's sexual harassment policy and administrative regulation.~~

12. Information, including practical examples, of harassment based on gender identity, gender expression, and sexual orientation.
13. Prevention of abusive conduct, including a review of the definition and elements of abusive conduct pursuant to Government Code 12950.1, the negative effects that abusive conduct has on the victim and others in the workplace, the detrimental consequences of this conduct on employee productivity and morale, and that a single act does not constitute abusive conduct unless the act is severe or egregious.

~~All other contents of mandated training specified in 2 CCR 110~~The Superintendent or designee shall retain for at least two years the records of any training provided to supervisory employees ~~indefinitely~~. Such records shall include the names of trained employees, date of the training, the type of training, and the name of the training provider. (2 CCR 110243)

Notifications

The Superintendent or designee shall notify employees that the district does not discriminate on the basis of sex, that the Title IX nondiscrimination requirement extends to employment, and that inquiries about the application of Title IX to the district may be referred to the district's Title IX Coordinator/Nondiscrimination Coordinator and/or to the Assistant Secretary for Civil Rights, U.S. Department of Education. (34 CFR 106.8)

(cf. 4112.9/4212.9/4312.9 - Employee Notifications)

The district shall notify employees, bargaining units, and applicants for employment of the name, title, office address, email address, and telephone number of the District's Title IX Coordinator/Nondiscrimination Coordinator. (34 CFR 106.8)

A copy of the district's harassment Board policy and this administrative regulation on sexual harassment in employment shall: (Education Code 231.5)

1. Be displayed in a prominent location in the main administrative building, district offices of the district, or other area of the school where notices of district rules, regulations, procedures, and standards of conduct are posted. (Education Code 231.5)
2. Be displayed in a prominent location near the principal's office at each school.
- ~~2.3.~~ Be provided to district each employees and employee organization at the beginning of the first quarter or semester of the each school year or whenever each time a new employee is hired. (Education Code 231.5)

~~(cf. 4112.9/4212.9/4312.9 Employee Notifications)[8]~~

4. Appear in any school or district publication that sets forth the school's or district's comprehensive rules, regulations, procedures, and standards of conduct. (Education Code 231.5)
- ~~3.5.~~ Be posted, along with the name or title and contact information of the district's Title IX Coordinator/Nondiscrimination Coordinator, in a prominent location on the district's web site. (34 CFR 106.8)
- 4.6. Be included, along with the name, title and contact information of the District's Title IX Coordinator/Nondiscrimination Coordinator, in any handbook or catalog provided to employees or employee organizations. (34 CFR 106.8)

All employees shall receive either a copy of information sheets prepared by the California Department of Fair Employment and Housing (DFEH) or a copy of district information sheets ~~that~~ which shall contain, at a minimum, components on: (Government Code 12950)[9]

1. The illegality of sexual harassment.
2. The definition of sexual harassment under applicable state and federal law.
3. A description of sexual harassment, with examples.
4. The district's ~~complaint process available to the employees~~sexual harassment complaint procedure.

~~(cf. 4031 Complaints Concerning Discrimination in Employment)~~

6.5. The legal remedies and complaint process available through DFEH and the Equal Employment Opportunity Commission (EEOC).

7.6. Directions on how to contact DFEH and the EEOC.

7. The protection against retaliation ~~provided by 2 CCR 7287.8~~ for opposing harassment prohibited by law or for filing a complaint with or otherwise participating in an investigation, proceeding, or hearing conducted by DFEH and the EEOC. (2 CCR 11021)

8. A link to the internet website address at DFEH to access sexual harassment training courses.

~~In addition,~~ The district shall also post, in a prominent and accessible location, the DFEH's poster on discrimination in employment and the illegality of sexual harassment, and the DFEH poster regarding transgender rights. (Government Code 12950)

Regulation
SCHOOL DISTRICT
approved: March 22, 2016
revised: May 24, 2016
revised: [DATE]

272-7/6141636.1

SAN RAMON VALLEY UNIFIED

Danville, California

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, California 94526

DATE: **October 5, 2021**

TOPIC: **CONSIDERATION OF APPROVAL OF CERTIFICATED PERSONNEL
CHANGES**

DISCUSSION:

The attached personnel changes require Board approval.

RECOMMENDATION:

The Administration recommends approval of the Certificated Personnel Changes.

BUDGET IMPLICATIONS:

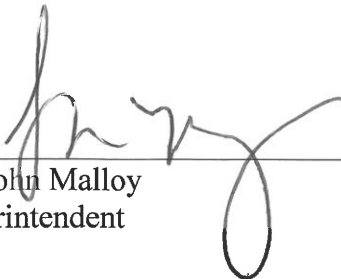
All recommendations for changes are presently within approved budget categories or have received specific Board approval.



Keith Rogenski
Assistant Superintendent
Human Resources



Keri Van de Star
Director
Human Resources



Dr. John Malloy
Superintendent

Item Number

12.1

CONSIDERATION OF APPROVAL OF CERTIFICATED PERSONNEL CHANGES - October 5, 2021

Resignations/Retirements/Deceased

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Date</u>	<u>Reason</u>
Amy	Bame	Teacher, Middle	0.334	GR	09/21/21	Resignation
Emily	Liberatore	Teacher, High	0.400	CH	09/14/21	Resignation
Diana	Nickelson	Teacher, Elementary	0.037	GL	09/24/21	Resignation
Melissa	Nolan	School Psychologist	0.400	DH	06/11/21	Resignation
Brandon	Quick	Teacher, High	1.000	CH	09/30/21	Resignation
Stacy	Quick	Teacher, High	1.000	CH	09/30/21	Resignation

2021-22 Leaves of Absence

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Date</u>
Melinda	Daly	Teacher, Middle	1.000	SV	07/01/21
Laura	Finco	Teacher, Middle	1.000	SV	07/01/21
Jeannette	Griffin	Teacher, High	0.800	MV	08/06/21
Devinee	Harper	Teacher, Elementary	0.400	BC	07/01/21
Amanda	Holt	Teacher, Elementary	1.000	TC	08/06/21
Carolyn	Keunle	Teacher, Elementary	0.500	GB	07/01/21
Anna Lisa	Montero	Teacher, Elementary	0.500	TC	07/01/21
Nicole	Worrall	Teacher, Elementary	0.400	JB	07/01/21

2021-22 Leaves of Absence - Partial Year

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Dates</u>
Amanda	Eggiman	Teacher, Elementary	0.500	MT	08/09/21-01/09/22
Jessica	Ringwood	Teacher, High	1.000	SR	08/06/21-11/11/21
Julianna	Swent	Teacher, High	1.000	SR	08/06/21-10/31/21
Kristin	Tegeler*	Counselor, High	1.000	MV	08/02/21-10/05/21
Christine	Tyshing	Teacher, Special Ed	1.000	SR	08/06/21-10/31/21
Gabrielle	Vaughan	Teacher, Elementary	1.000	TH	08/06/21-11/28/21

39 Month Reemployment-Tenures

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Date</u>
Allison	Holliday	Teacher, High	0.200	SR	08/06/21

2021-22 Request for Certification Waiver

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Date</u>
Srisha	Radhakrishnan	Teacher, Middle	0.300	VA	10/11/21

2021-22 Temporary Employment - Partial Year

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Dates</u>
Brian	Nichols	Teacher, High	0.200	DH	08/10/21-12/22/21

2021-22 Temporary Employment

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Date</u>
Erich	Ackerman	Teacher, Elementary	0.037	CK	08/10/21
Colin	Anderson	Teacher, High	0.800	SR	08/06/21
James	Andrews	Teacher, High	0.200	MV	08/10/21
Bhupinder	Anwar	Teacher, High	0.200	VE	08/10/21
Megan	Auluck	Teacher, High	0.200	VE	09/10/21
Kevin	Barth	Teacher, High	0.200	DH	08/10/21
Kathryn	Battino	Teacher, High	1.000	VE	09/07/21
Marcy	Batza	Teacher, Middle	0.167	GR	08/10/21
Bethami	Bergen	Teacher, Middle	0.167	GR	08/10/21
Robyn	Blackburn	Counselor, High	0.100	DH	08/10/21
Mary	Blasquez	Teacher, Middle	0.167	WR	08/10/21
Sanjli	Burman	Teacher, Special Ed	1.000	VE	09/20/21
Michelle	Cabrera	Teacher, Elementary	0.037	SY	08/10/21
Lisa	Cardwell	Teacher, Resource	1.000	SR	08/05/21
Thomas	Chamberlain	Teacher, High	0.200	DH	08/10/21
Jason	Cherry*	Teacher, Elementary	0.149	VE	08/06/21
Jason	Cherry*	Teacher, Elementary	0.037	VE	08/10/21
Joanna	Chung	Teacher, Middle	0.167	WR	08/10/21

CONSIDERATION OF APPROVAL OF CERTIFICATED PERSONNEL CHANGES - October 5, 2021

2021-22 Temporary Employment - Continued

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Date</u>
Jennifer	Cincotta	Teacher, High	0.200	DH	08/10/21
Robert	Clemente	Teacher, High	0.200	DH	08/10/21
Kashiim	Clemon-Marion	Teacher, High	0.200	DH	08/10/21
Kaytlyn	Coyne	Teacher, Elementary	1.000	VE	08/17/21
Kelly	Cushner	Counselor, High	0.100	DH	08/10/21
Michael	Descombaz	Teacher, Middle	0.167	DV	08/10/21
Mary Kate	Duggan	Teacher, High	0.200	DH	08/10/21
Chavonta	Edington	Teacher, Middle	0.167	DV	08/10/21
Christopher	Faidley	Teacher, Middle	0.167	GR	08/10/21
Daniel	Farmer	Teacher, High	0.200	DH	08/10/21
Benjamin	Frazier	Teacher, Middle	0.167	GR	08/10/21
Carrie	Fox	Counselor, High	0.100	DH	08/10/21
Chad	Geernaert	Teacher, High	0.200	MV	08/10/21
Jocelyn	Goforth	Teacher, Elementary	0.500	MT	08/05/21
Beverly	Guevara	Teacher, Middle	0.167	CW	08/06/21
James	Harari	Teacher, High	0.200	DH	08/10/21
Katie	Henderson	Teacher, High	0.200	VE	08/10/21
Gina	Henehan	Teacher, High	0.200	MV	08/10/21
Haley	Hertz	Counselor, High	0.100	DH	08/10/21
Kathryn	Holtog	Counselor, High	0.100	DH	08/10/21
Ryan	Hughes	Teacher, High	0.600	CH	08/05/21
Robert	Jackson	Teacher, High	0.200	DH	08/10/21
Bryan	Jensen	Teacher, High	0.200	MV	08/10/21
Ashley	Jones	School Psychologist	0.200	GR	08/02/21
Kellie	Judson	Teacher, High	0.200	DH	08/10/21
Diana	Kaplenko	Teacher, Middle	0.167	WR	08/10/21
Alicia	Kerr	Teacher, High	0.200	DH	08/10/21
Samir	Khatri	Teacher, High	0.200	DH	08/10/21
Albert	Kim	Teacher, High	0.200	DH	08/10/21
Kerri	Knapp	Teacher, High	0.200	VE	08/10/21
Bryce	Kristal	Teacher, Middle	0.167	GR	08/10/21
Amelia	Larson	Teacher, Middle	0.167	GR	08/10/21
Melissa	Larson	Teacher, Middle	0.167	VE	08/16/21
Lacey	Lowe	Teacher, Middle	0.167	VE	08/10/21
Kathleen	Mac Dougall	Teacher, High	0.200	VE	08/10/21
Cara	Mattia-Varon	Teacher, High	0.200	MV	08/10/21
Colleen	Mayes	Teacher, Elementary	0.185	VE	08/05/21
Whitney	Mazotti	Teacher, Middle	0.167	LC	08/10/21
Judith	Medeiros	Teacher, Elementary	1.000	VG	09/09/21
Lourdes	Mendell	Teacher, Middle	0.333	SV	08/06/21
Rajni	Nijjer	Counselor, High	0.100	DH	08/10/21
Angela	O'Donnell	Teacher, Elementary	1.000	VE	09/09/21
Cynthia	Oji-Marchese	Teacher, High	0.200	DH	08/10/21
Lais	Oliveira	Counselor, High	0.100	DH	08/10/21
Leah	Ottey	Teacher, High	0.200	VE	08/10/21
Daniel	Pottorff	Teacher, Middle	0.278	VE	08/06/21
Dearborn	Ramos	Teacher, High	0.200	DH	08/10/21
Heidi	Reyes	Teacher, Elementary	1.000	VE	09/09/21
Melissa	Rivers	Teacher, Elementary	0.370	AL	08/09/21
Margrit	Sawyer	Teacher, High	1.000	SR	08/18/21
Matthew	Schlientz	Teacher, Middle	0.167	GR	08/10/21
Ethan	Schnell	Teacher, High	0.400	DH	08/10/21
Brooke	Schroeder	Teacher, Elementary	0.037	VG	08/10/21
Meagan	Sellers	Counselor, High	0.100	DH	08/10/21
Kristine	Sexton	TSA, MTSS	0.200	MV	08/10/21

CONSIDERATION OF APPROVAL OF CERTIFICATED PERSONNEL CHANGES - October 5, 2021

2021-22 Temporary Employment - Continued

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Date</u>
James	Snavelly	Teacher, High	0.200	DH	08/10/21
Johann	Somerville	Teacher, High	0.200	DH	08/10/21
Jack	Sorensen	Teacher, High	0.200	DH	08/10/21
Kathryn	Strube	Teacher, Middle	0.167	VE	08/10/21
Erin	Tanihara	TSA, MTSS	0.200	DH	08/10/21
Kathleen	Toohey	Teacher, SDC-Peschool	1.000	LO	09/20/21
Gail	Trenerry	Teacher, Elementary	0.167	QR	08/10/21
Kimberley	Tretton	Teacher, High	0.200	VE	08/10/21
Dylan	Vaughan	Teacher, Middle	0.167	GR	08/10/21
Elizabeth	Watkin	Teacher, High	0.167	VE	08/10/21
Daniella	White	Teacher, Middle	0.167	LC	08/10/21
Tiffany	Wu	Teacher, High	0.200	DH	08/10/21
Stacie	Yaeger	Teacher, Resource	0.200	DH	08/10/21
Libby	Yeung	Teacher, Elementary	0.500	CC	08/06/21
Kristina	Zhebel	Teacher, High	0.200	MV	08/10/21

2021-22 Intern Employment

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Date</u>
Anita	Aggarwal	Teacher, Resource	1.000	VE	08/10/21
Soumya	Basavaraj	Teacher, Middle	0.147	SV	08/05/21
Andrea	Beasley	Teacher, Resource	1.000	TC	08/05/21
Allison	Golde	Teacher, Resource	0.600	IH	08/05/21
Joseph	Livoti	Teacher, Elementary	0.037	RR	08/06/21
Andrew	Wigginton	Teacher, Middle	1.000	PV	08/10/21

2021-22 Categorical/Externally Funded Employment

<u>First</u>	<u>Last</u>	<u>Assignment</u>	<u>FTE</u>	<u>Loc</u>	<u>Effective Date</u>
Rachel	Mccutchen	Teacher, Elementary	0.200	RR	08/06/21

Substitute Employment

<u>First</u>	<u>Last</u>	<u>Effective Date</u>
Karis	Adams	09/02/21
Asia	Becker	09/21/21
Purvi	Bhagat	09/07/21
Jaclyn	Dowd	09/09/21
Kaitlyn	Grimmer	09/15/21
Carrie	Hanna	09/14/21
Scott	Hodges	09/21/21
Giuliana	Hunt	09/10/21
Susan	Irwin	09/15/21
Young	Kim	09/03/21
Melisa	Lauf	09/21/21
Lisa	Radzanoweski	09/07/21
Lisa	Sammon	09/01/21
Leslie	Selbach	09/17/21
Fizza	Sheikh	09/08/21
Sarah	Simpson	09/20/21

*Revised

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, California 94526

DATE: **October 5, 2021**

TOPIC: **CONSIDERATION OF APPROVAL OF CLASSIFIED PERSONNEL
CHANGES**

DISCUSSION:


The attached personnel changes require Board approval.

RECOMMENDATION:

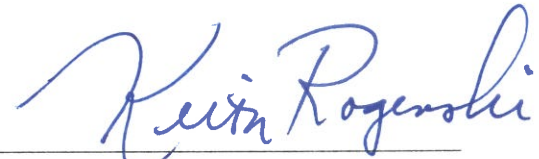
The Administration recommends approval of the Classified Personnel Changes.

BUDGET IMPLICATIONS:

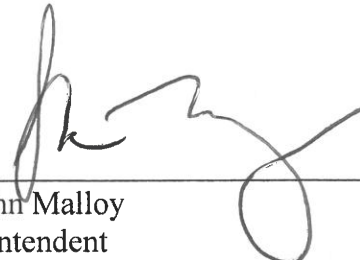
All recommendations for changes are presently within approved budget categories or have received specific Board approval.



LaTonya Williams
Director, Human Resources



Keith Rogenski
Assistant Superintendent, Human Resources



Dr. John Malloy
Superintendent

CONSIDERATION OF APPROVAL OF CLASSIFIED PERSONNEL CHANGES - October 5, 2021

Separation

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Action</u>	<u>Eff Date</u>
Susan	Yee	Instructional Assistant	BV	Resign	09/04/21
Michael	Parent	Computer Systems Assistant	TECH	Retire	10/16/21
Jazmin	Bettencourt	Crossing Guard	JB	Resign	09/25/21
Deborah	Castro	Instructional Assistant	QR	Resign	06/04/21
Anisa	Esmail	Noon Duty Supervisor	JB		
		and Classroom Para - Combo Support	JB	Resign	09/07/21
Jyotsna	Dwivedi	Noon Duty Supervisor	CK	Resign	09/14/21
Luz	McKinney	Special Education Para	PV	Resign	09/25/21
Shelly	Ress-Weinstein	Special Education Para	CH	Retire	10/01/21
Angie	Stathopoulos-Aghighi	Special Education Para	CC	Resign	09/18/21

Employment

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Wkly Hrs</u>	<u>Fund</u>	<u>Eff Date</u>
Latha	Ananthakrishnan	Autism Specialist Para	DH	29.50	Cat.	09/10/21
Sapna	Goyal	Autism Specialist Para	BC	25.50	Cat.	08/11/21 08/10/21
Irani	Sahoo	Autism Specialist Para	LO	17.50	Cat.	09/13/21
Carol	Stellman	Autism Specialist Para	BC	29.50	Cat.	08/30/21
Kenneth	Love-Clarke	Campus Monitor	MV	29.50	Dist./Ext.	09/15/21
Abeer	Fudi Almolaa	Child Nutrition Assistant	MV	18.75	Dist.	09/15/21
Amratha	Kamath	Child Nutrition Assistant	GV	15.00	Dist.	09/13/21
Sylvia	Salinas	Child Nutrition Assistant	DH	35.00	Dist.	09/01/21
Ashitha	Surpur	Child Nutrition Assistant	HH	18.75	Dist.	09/01/21
Amy	Wang	Child Nutrition Assistant	JB	15.00	Dist.	09/27/21
Emily	Braunstein	Classroom Para	VG	18.50	Ext.	09/15/21
Mary	Hildebrand	Classroom Para	VG	19.50	Ext.	09/17/21
Susan	Larson	Classroom Para	GB	19.50	Ext.	08/30/21
Mythreyee	Ranganathan	Classroom Para	VG	10.00	Ext.	08/24/21
Nemesio	Ordonez	College & Career Coordinator	SR	39.00	Dist./Ext.	10/01/21
Janai	Brengman	Instructional Assistant	JB	18.00	Ext.	08/30/21
Debasmita	Chatterjee Ghosh	Instructional Assistant	NA	15.00	Ext.	09/09/21
Swetha	Duraimohan	Instructional Assistant	TH	19.00	Cat./Ext.	09/20/21
Anushree	Menon	Instructional Assistant	BC	10.00	Cat.	09/21/21
Ana Maria	Brown	Lead Child Nutrition Assistant	SY	18.75	Dist.	08/31/21
Hsiao-Han	Chang	Noon Duty Supervisor	BC	7.50	Ext.	09/08/21
Sarmistha	Dash	Noon Duty Supervisor	GR	11.00	Dist.	09/13/21
Anisa	Esmail	Noon Duty Supervisor	JB	10.00	Dist.	09/07/21
Ebonie	Harrison	Noon Duty Supervisor	NA	8.75	Dist.	09/07/21
Cristina Ioa	Ionita	Noon Duty Supervisor	CC	3.20	Dist.	09/07/21
Alex-Sandra	Karsseboom	Noon Duty Supervisor	BV	10.00	Dist.	09/20/21
Bandana	Kushwaha	Noon Duty Supervisor	TC	9.50	Dist.	08/24/21
Emily	Lovelady	Noon Duty Supervisor	GB	11.25	Dist.	09/21/21
Amy	Mayer	Noon Duty Supervisor	VG	7.00	Dist.	09/13/21
Srilakshmi	Rajasagi	Noon Duty Supervisor	TC	9.50	Dist.	08/30/21
Sreelakshmi	Narayanaswamy	Noon Duty Supervisor	GR	11.00	Ext.	09/07/21
Georgeann	Kurfirst	Noon Duty Unit	SY	7.50	Dist.	09/02/21
Lesley-Ann	Drummond	Occupational Therapist	SE/HH	40.00	Cat.	09/07/21
Kimberly	McKnight	Special Education Para	DV	29.00	Cat.	09/01/21

Voluntary Transfer

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Wkly Hrs</u>	<u>Fund</u>	<u>Eff Date</u>
Oliver	Solis	Noon Duty Supervisor	MO	10.00	Dist.	
		to Noon Duty Supervisor	IH	11.00	Dist.	09/13/21
Denise	Bringer	Sr. Primary Intervention Para	SR	15.00	Cat.	
		to Sr. Primary Intervention Para	GL	15.00	Cat.	08/30/21
Sheryl	Day	Sr. Primary Intervention Para	QR	19.50	Cat.	
		to Sr. Primary Intervention Para	RR	15.00	Cat.	09/08/21

Voluntary Change in Classification

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Wkly Hrs</u>	<u>Fund</u>	<u>Eff Date</u>
Lisa	Mitchell	Autism Specialist Para	CR	29.50	Cat.	
		to Behavior Specialist Para	TH/SE	30.00	Cat.	09/07/21
Shravani	Sengupta	Child Nutrition Assistant	BV	15.00	Dist.	
		to Instructional Assistant	BV	25.00	Cat.	09/13/21
Laxmi	Darbare	Classroom Para	QR	15.00	Ext.	
		to Instructional Assistant	QR	18.00	Cat.	09/13/21
Ellen	Nave	Classroom Para	CR	19.50	Ext.	
		to Instructional Assistant	CR	19.50	Ext.	09/07/21
Marjon	Makkink	Classroom Para	BV	9.50	Ext.	
		to Secretary I, Secondary	VE/VA	20.00	Dist.	09/07/21
Melissa	Alcorn	Counselor Technician, HS	MV	40.00	Dist.	
		to School Office Manager, HS	MV	40.00	Dist.	09/17/21
Cynthia	Hermosillo	Custodian	MV	40.00	Dist.	
		to Wellness Intake Assistant	SR	35.00	Cat.	09/13/21
James	Price	Custodian	SC	20.00	Dist.	
		to Bus Driver	TRAN	25.00	Cat.	09/27/21
Natalie	Javier	Noon Duty Supervisor	WD	8.25	Dist.	
		to Classroom Para	WD	19.00	Ext.	09/16/21
Patricia	Theobald	Secretary I, Secondary	SR	40.00	Dist.	
		to College & Career Coordinator	DH	40.00	Dist./Ext.	09/27/21

Increase in FTE

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Wkly Hrs</u>	<u>Fund</u>	<u>Eff Date</u>
Aaron	Factor	Autism Specialist Para	TH	29.20	Cat.	
		to Autism Specialist Para	TH	32.00	Cat.	09/20/21
Debbie	Bock-Croghan	Campus Monitor	CH	32.00	Dist.	
		to Campus Monitor	CH	35.00	Dist./Ext.	08/31/21
Yvette	Montot	Child Nutrition Assistant	MV	27.50	Dist.	
		to Child Nutrition Assistant	MV	30.00	Dist.	09/27/21
Mary	Sembrat	Child Nutrition Assistant	DH	18.75	Dist.	
		to Child Nutrition Assistant	DH	30.00	Dist.	09/27/21
Kumala	Widjaja	Child Nutrition Assistant	DH	18.75	Dist.	
		to Child Nutrition Assistant	DH	30.00	Dist.	09/27/21
Julie	Defino	Instructional Assistant	GV	16.25	Ext.	
		to Instructional Assistant	GV	25.00	Cat.	08/30/21
Leslie	Graham	Instructional Assistant	MT	8.00	Dist.	
		to Instructional Assistant	MT	27.50	Dist./Cat./Ext.	08/10/21
Harpreet	Kaur	Instructional Assistant	CK	19.50	Cat.	
		to Instructional Assistant	CK	25.00	Cat.	08/27/21
Vicki	Sigl	Instructional Assistant	MT	15.00	Ext.	
		to Instructional Assistant	MT	25.00	Cat./Ext.	08/10/21

Increase in FTE (continued)

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Wkly Hrs</u>	<u>Fund</u>	<u>Eff Date</u>
Jennifer	Prindiville	Library Media Coordinator	SY	12.00	Dist.	
		to Library Media Coordinator	SY	19.40	Dist./Ext.	08/30/21
Jennifer	Rhee	Library Media Coordinator	TH	22.50	Dist./Ext.	
		to Library Media Coordinator	TH	26.00	Dist./Ext.	09/20/21
Jennifer	Haglund	Noon Duty Unit	AL	4.00	Dist.	
		to Noon Duty Unit	AL	10.00	Dist.	08/11/21

District Initiated Transfer

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Wkly Hrs</u>	<u>Fund</u>	<u>Eff Date</u>
Barbara	Wallace	Custodian	WR	40.00	Dist.	
		to Custodian - Rover	CUST	40.00	Dist.	09/24/21
Anila	Jacob	Special Education Para	TC	17.50	Cat.	
		to Special Education Para	GB	17.50	Cat.	08/10/21

Return from Leave of Absence

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>FTE</u>	<u>Fund</u>	<u>Eff Date</u>
Mohana	Kandasamy	Special Education Para	DV	0.7250	Cat.	08/30/21

Return from 39 Month Reemployment

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Wkly Hrs</u>	<u>Fund</u>	<u>Eff Date</u>
Linda	Henderson	Noon Duty Unit	AL	2.00	Dist.	08/20/21

39 Month Reemployment

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Eff Date</u>
Marco	Delgado	Lead Custodian	09/29/21

Short Term Employment

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Wkly Hrs</u>	<u>Fund</u>	<u>Eff Date</u>
Anisa	Esmail	Noon Duty Supervisor	JB	5.00	Dist.	09/07/21 - 06/02/22
Feena	Abraham	Classroom Para - Combo Support	BV	5.00	Dist.	08/23/21 - 06/02/22
Andrea	Fernandes	Classroom Para - Combo Support	HH	5.00	Dist.	08/26/21 - 06/02/22
Lisa	Germano	Classroom Para - Combo Support	GL	5.00	Dist.	08/30/21 - 06/02/22
Karen	Hopkins	Classroom Para - Combo Support	VE/VA	5.00	Dist.	08/10/21 - 06/02/22
Harpreet	Kaur	Classroom Para - Combo Support	CK	5.00	Dist.	08/27/21 - 06/02/22

Short Term Employment (continued)

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Loc</u>	<u>Wkly Hrs</u>	<u>Fund</u>	<u>Eff Date</u>
Neesha	Merani	Classroom Para - Combo Support	RR	5.00	Dist.	09/17/21 - 06/02/22
Marilyn	Oflas	Classroom Para - Combo Support	BV	5.00	Dist.	08/24/21 - 06/02/22

Classified Employment - Other

<u>First</u>	<u>Last</u>	<u>Classification</u>	<u>Action</u>	<u>Eff Date</u>
Channing	Salamera	Classroom Para/Combo Support	Resign	09/30/21
Jenna	Berwick	Substitute Clerical	Hire	09/16/21
Anjali	Gahlot	Substitute Clerical	Hire	09/15/21
Erin	Montemayor	Substitute Clerical	Hire	09/16/21
Sarmad	Kiriakose	Substitute Custodian	Add	08/26/21

San Ramon Valley Unified School District

699 Old Orchard Drive, Danville, California, 94526

DATE: October 5, 2021

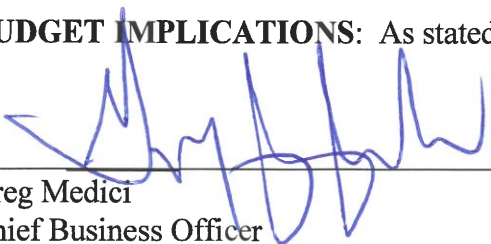
TOPIC: CONSIDERATION OF APPROVAL OF CONTRACTS/PURCHASES
OVER \$50,000

DISCUSSION: Contracts and purchases over \$50,000 are routinely brought to the Board for approval. Copies of the contracts are available to the Board and public upon request.

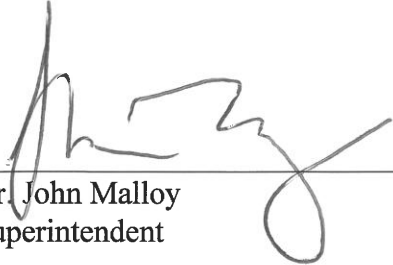
Vendor Name	Item	Amount	Funding
Ed Supports, LLC, Juvo Autism & Behavior Health	Nonsectarian, nonpublic school or agency	>\$50,000	Sp.Ed.
Telos	Nonsectarian, nonpublic school or agency	>\$50,000	Sp.Ed.
Consortium on Reaching Excellence in Education (CORE)	Literacy Professional Development and Training	\$96,230	Title 1, Prof. Dev.
Chefs Bridaid	Consultant services to support the strategic plan for Child Nutrition	\$101,500	Child Nutrition
Crystal Dairy	Milk and Dairy Products 2021-22, final year of contract bid.	\$375,000	Child Nutrition
Garlex Pizza	Pizza 2021-22, final year of contract bid.	\$250,000	Child Nutrition
Goldstar Foods	Bread and Bakery Products 2021-22, final year of contract bid.	\$1,050,000	Child Nutrition
Goldstar Foods	Grocery Products 2021-22, final year of contract bid	\$1,050,000	Child Nutrition
Revolution Foods	Change order for Prepared Meals through 10/31/21, new total \$300,000	\$60,000	Child Nutrition
Verde Design	Design development and construction administration -DVHS tennis courts	\$68,800	Local Building Fund
Various Vendors	1:1 student devices and equipment	\$2,640,000	COVID 1x

RECOMMENDATION: Authorize the District to execute the above agreements and purchases.

BUDGET IMPLICATIONS: As stated above.



Greg Medici
Chief Business Officer



Dr. John Malloy
Superintendent

DATE: **October 5, 2021**

TOPIC: **CONSIDERATION OF ADOPTION OF RESOLUTION No. 38/21-22,
APPROVING ROUTINE BUDGET REVISIONS**

DISCUSSION: Routine budget revisions are brought before the Board for approval monthly. The items below detail the changes and movement between accounts.

As part of the "closing of the books" process for last school year, the California Department of Education ("CDE") realigned funding sources --- federal versus state dollars --- of one-time Covid dollars. This realignment occurred for the vast majority of all school districts in the state. The Board's action in September to accept the 2020-21 Unaudited Actuals Report confirmed this realignment. There is no material change in the amount of one-time Covid dollars the District is set to receive. The revenue movements below match the CDE allocations of federal and state one-time Covid dollars. From an accounting perspective, the CDE is sending the District less state dollars and more federal dollars. But the overall gross amount of one-time Covid dollars the district will be receiving is materially identical to the gross amount of one-time Covid dollars presented to the Board and public on the May 4, 2021 board agenda.

Revenues

Other State Revenues –

Other State revenues are decreased \$15,202,405 because of COVID grant adjustments.

Federal Revenues –

Federal revenues are increased \$26,496,353 because of COVID grant adjustments.

Other Local Revenues –

Other Local revenues are increased \$130,667 because of local donations.

Transfers In –

Transfers In is reduced \$2,910 because of reduced expenses in the Facility Community Use program, which is currently funded from Fund 40 reserves.

The Board's action in September to close the 2020-21 fiscal year set in motion the accounting steps required for one-time Covid dollars reserve balances --- also sometimes referred to as "carryover" --- to be distributed to expenditure budgets in the 2021-22 fiscal year. The approx. \$14.5 million dollars of expenditure budgets below reflect anticipated investments in (1) personnel ("salaries and benefits") for District programs including multi-tiered system of support (MTSS), virtual academy and class size reduction initiatives and (2) materials, services and capital investments ("supplies/services" and "capital outlay") for District investments like technology and safety.

Expenditures

Salaries and Benefits –

Salaries and benefits are increased \$9,332,461 primarily because of COVID related expenses.

Supplies/Services –

Supplies and services are increased \$4,505,339 primarily because of COVID related expenses.

Capital Outlay –

Capital Outlay is increased \$696,079 primarily because of COVID related expenses.

Other Funds

Building Fund 21 –

Expenses are reduced \$2,479. The projected ending balance is \$507,317.

Reserve for Capital Outlay Fund 40 –

Transfer Out is reduced by \$2,910. The projected ending balance is \$11,203,550.

RECOMMENDATION:

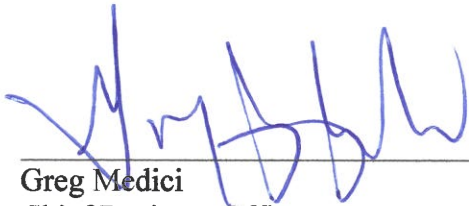
The Administration recommends adoption of Resolution No. 38/21-22, approving the budget adjustments as presented.

BUDGET IMPLICATIONS:

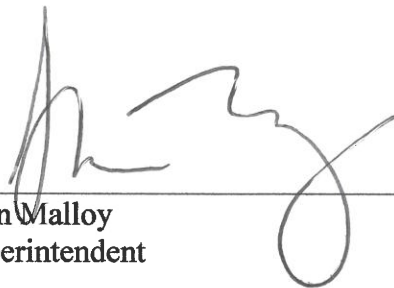
Various, as noted above.



Gael Treible
Interim Director, Fiscal Services



Greg Medici
Chief Business Officer



John Malloy
Superintendent

**SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
RESOLUTION NO. 38/21-22
APPROVING ROUTINE BUDGET REVISIONS**

WHEREAS, Education Code Sections 42600 – 42603 permit the County Superintendent of Schools with the consent of the Governing Board of the San Ramon Valley Unified School District to make such transfers to revise the adopted budget at any time during a fiscal year; and

WHEREAS, the Governing Board believes it to be in the best interest of the District to regularly revise the 2021-22 budget in order to more accurately portray the financial condition of the District;

NOW, THEREFORE, BE IT RESOLVED that the Governing Board of the San Ramon Valley Unified School District does hereby authorize the Contra Costa County Superintendent of Schools to revise its 2021-22 budget as hereafter detailed.

BE IT FURTHER RESOLVED that the Secretary of the Governing Board is hereby directed to deliver a copy of this Resolution to the County Superintendent of Schools.

APPROVED, PASSED and ADOPTED by the Governing Board of the San Ramon Valley Unified School District this 6th day of October, 2021, by the following vote:

AYES:

NAYS:

ABSENT:

John Malloy
Secretary of the Board of Education of the
San Ramon Valley Unified School District of
Contra Costa County, State of California

1 GENERAL FUND

	Revised Budget 45 Day 7/31/21	Adjustments this Period	Revised Budget 8/31/2021	
REVENUES				
LCFF/Other State	\$ 336,122,087	\$ -15,202,405	\$ 320,919,682	
Federal Revenues	6,849,930	26,496,353	33,346,283	
Other Local Revenues	24,269,971	130,667	24,400,638	
Total Revenues	\$ 367,241,988	\$ 11,424,615	\$ 378,666,603	
EXPENDITURES				
Certificated Salaries	\$ 158,210,577	\$ 5,968,206	\$ 164,178,783	
Classified Salaries	55,587,980	1,175,530	56,763,510	
Employee Benefits	108,402,077	2,188,725	110,590,802	
Books and Supplies	9,981,926	3,523,295	13,505,221	
Services, Other Operating Expenses	32,357,553	982,044	33,339,597	
Capital Outlay	521,085	696,079	1,217,164	
Other Outgo	1,092,091	0	1,092,091	
Direct Support/Indirect Costs	0	0	0	
Total Expenditures	\$ 366,153,289	\$ 14,533,879	\$ 380,687,168	
Excess or Deficiency before other Sources and Uses	\$ 1,088,699	\$ -3,109,264	\$ -2,020,565	
OTHER FINANCING SOURCES/USES				
Transfers In	\$ 533,980	\$ -2,910	\$ 531,070	
Transfers Out	2,916,282	0	2,916,282	
Sources	0	0	0	
Uses	0	0	0	
Total, Other Financing Sources/Uses	\$ -2,382,302	\$ -2,910	\$ -2,385,212	
NET INCREASE (DECREASE) IN FUND BALANCE	\$ -1,293,603	\$ -3,112,174	\$ -4,405,777	
FUND BALANCE, RESERVES				
Beginning Balance				
Beginning Balance as of July 1 - Unaudited	\$ 46,992,900	\$ 0	\$ 46,992,900	
Audit Adjustments	0	0	0	
As of July 1 - Audited	46,992,900	0	46,992,900	
Adjustments for Restatements	0	0	0	
Net Beginning Balance	46,992,900	0	46,992,900	
Ending Balance	\$ 45,699,297	\$ -3,112,174	\$ 42,587,123	
COMPONENTS OF ENDING BALANCE				
Unappropriated Amount	\$ 0	\$ 0	\$ 0	7910
Restricted Ending Balances	23,665,830	-2,875,740	20,790,090	7950
Instructional Materials	0	0	0	7956
Professional Development	0	0	0	7957
Revolving Cash	154,900	0	154,900	7961
Stores Inventory	73,054	0	73,054	7962
Reserve for Economic Uncertainty	0	0	0	7963
Site Designated Amounts	495,302	0	495,302	7964
Lottery	39,607	0	39,607	7964
Prepaid Expenses	445,584	0	445,584	7969
Technology Infrastructure Replacement	0	0	0	7983
Technology End User Devices	0	0	0	7988
Restoration	18,105,910	-236,434	17,869,476	7989
Safety and Mental Wellness	0	0	0	7990
Efficiency Investments	0	0	0	7991
Bridge	2,719,110	0	2,719,110	7992
	45,699,297	-3,112,174	42,587,123	

21 Building Fund

	Revised Budget 45 Day 7/31/21	Adjustments this Period	Revised Budget 8/31/2021
REVENUES			
<i>Federal Revenues</i>	\$ 0	\$ 0	\$ 0
<i>Other State Revenues</i>	0	0	0
<i>Other Local Revenues</i>	1,151,200	0	1,151,200
Total Revenues	\$ 1,151,200	\$ 0	\$ 1,151,200
EXPENDITURES			
<i>Classified Salaries</i>	\$ 1,093,999	\$ 0	\$ 1,093,999
<i>Employee Benefits</i>	544,792	-2,479	542,313
<i>Books and Supplies</i>	261,043	0	261,043
<i>Services, Other Operating Expenses</i>	2,230,372	0	2,230,372
<i>Capital Outlay</i>	42,999,226	0	42,999,226
<i>Other Outgo</i>	0	0	0
<i>Direct Support/Indirect Costs</i>	0	0	0
Total Expenditures	\$ 47,129,432	\$ -2,479	\$ 47,126,953
Excess or Deficiency before other Sources and Uses	\$ -45,978,232	\$ 2,479	\$ -45,975,753
OTHER FINANCING SOURCES/USES			
<i>Transfers In</i>	\$ 0	\$ 0	\$ 0
<i>Transfers Out</i>	0	0	0
<i>Sources</i>	0	0	0
<i>Uses</i>	0	0	0
Total, Other Financing Sources/Uses	\$ 0	\$ 0	\$ 0
NET INCREASE (DECREASE) IN FUND BALANCE	\$ -45,978,232	\$ 2,479	\$ -45,975,753
FUND BALANCE, RESERVES			
Beginning Balance			
Beginning Balance as of July 1 - Estimated	\$ 46,483,070	\$ 0	\$ 46,483,070
Audit Adjustments		0	
As of July 1 - Audited	46,483,070	0	46,483,070
Adjustments for Restatements		0	
Net Beginning Balance	46,483,070	0	46,483,070
Ending Balance	\$ 504,838	\$ 2,479	\$ 507,317
Components of Ending Fund Balance			
Restricted for Capital Outlay	\$ 504,838	\$ 2,479	\$ 507,317

40 Reserve for Capital Outlay

	Revised Budget 45 Day 7/31/21	Adjustments this Period	Revised Budget 8/31/2021
REVENUES			
<i>Federal Revenues</i>	\$ 0	\$ 0	\$ 0
<i>Other State Revenues</i>	902,083	0	902,083
<i>Other Local Revenues</i>	0	0	0
Total Revenues	\$ 902,083	\$ 0	\$ 902,083
EXPENDITURES			
<i>Classified Salaries</i>	\$ 0	\$ 0	\$ 0
<i>Employee Benefits</i>	0	0	0
<i>Books and Supplies</i>	0	0	0
<i>Services, Other Operating Expenses</i>	4,100	0	4,100
<i>Capital Outlay</i>	0	0	0
<i>Other Outgo</i>	3,440,328	0	3,440,328
<i>Direct Support/Indirect Costs</i>	0	0	0
Total Expenditures	\$ 3,444,428	\$ 0	\$ 3,444,428
Excess or Deficiency before other Sources and Uses	\$ -2,542,345	\$ 0	\$ -2,542,345
OTHER FINANCING SOURCES/USES			
<i>Transfers In</i>	\$ 2,712,545	\$ 0	\$ 2,712,545
<i>Transfers Out</i>	533,980	-2,910	531,070
<i>Sources</i>	0	0	0
<i>Uses</i>	0	0	0
Total, Other Financing Sources/Uses	\$ 2,178,565	\$ 2,910	\$ 2,181,475
NET INCREASE (DECREASE) IN FUND BALANCE	\$ -363,780	\$ 2,910	\$ -360,870
FUND BALANCE, RESERVES			
Beginning Balance			
Beginning Balance as of July 1 - Estimated	\$ 11,564,420	\$ 0	\$ 11,564,420
Audit Adjustments		0	
As of July 1 - Audited	11,564,420	0	11,564,420
Adjustments for Restatements		0	
Net Beginning Balance	11,564,420	0	11,564,420
Ending Balance	\$ 11,200,640	\$ 2,910	\$ 11,203,550
Components of Ending Fund Balance			
Child Care Buildings	503,711	0	503,711
Solar Debt Service	3,462,333	0	3,462,333
Diablo Vista MS Fields	363,102	0	363,102
DVHS CSA	59,534	0	59,534
Solar Reserve	2,156,820	0	2,156,820
Facility Community Use	297,015	2,910	299,925
Capital Investments	2,745,486	0	2,745,486
Technology Infrastructure Replacement	102,879	0	102,879
Safety Committee	1,509,760	0	1,509,760
Restricted Ending Balance	\$ 11,200,640	\$ 2,910	\$ 11,203,550

DATE: October 5, 2021


TOPIC: RATIFICATION OF WARRANTS

DISCUSSION: In accordance with Policy 3300, listed below is a summary of warrants issued for the following dates September 2, 2021 through September 22, 2021 . Detailed warrant registers are available in the District's Business Office for public inspection.

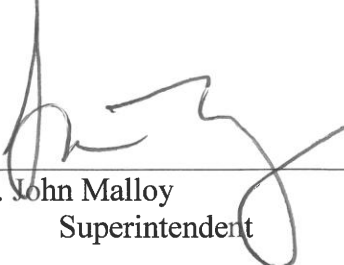
Fund Number	Fund Name	Vendor Warrants	Salary Warrants	Total
1	General Fund	1,813,690.55	322,472.08	2,136,162.63
5	Warrant Pass Through Fund	221,481.24	-	221,481.24
13	Child Nutrition Fund	94,934.35	16,831.04	111,765.39
21	Building Fund	774,205.15	394.55	774,599.70
25	Capital Facilities Fund	30,971.88		30,971.88
30	State School Building Fund			-
35	County School Facilities Fund			-
40	Special Reserve Capital Outlay	886.92		886.92
51	Bond Interest & Redemption			-
53	Tax Override Fund			-
67	Self-Insurance Fund	98,838.44		98,838.44
71	Retiree Benefit Fund			-
76	Warrant Pass Through Fund			-
77	Payroll A/P Clearing			-
Total All Funds		3,035,008.53	\$339,697.67	\$3,374,706.20

RECOMMENDATION: The Administration recommends ratification of the warrants issued on the above dates.

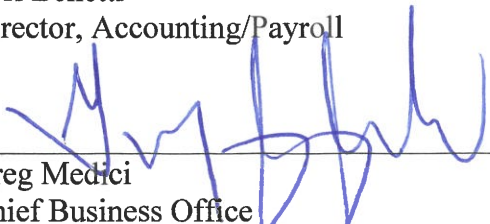
BUDGET IMPLICATIONS: As noted above.



Lori Benetti
Director, Accounting/Payroll



Dr. John Malloy
Superintendent



Greg Medici
Chief Business Office

<p>12.5 Item Number</p>

San Ramon Valley Unified School District
699 Old Orchard Drive, Danville, CA 94526

DATE: October 5, 2021


TOPIC: DECLARATION OF SURPLUS PROPERTY

DISCUSSION: As per Education Code section 17545-17555, the governing board may sell or dispose of personal property which is unusable, obsolete, or no longer needed by the district. Staff has determined that the item(s) listed below are surplus property and they have been verified as obsolete, unusable and/or cost prohibitive to repair or maintain. If the items do not exceed in value the sum of \$2,500, they may be sold at a private sale without advertising. If the property is of insufficient value to defray the costs of arranging a sale, the items may be donated to a charitable organization or may be disposed of in the local public dump. The items will be removed from the District's fixed asset inventory upon sale or disposal.

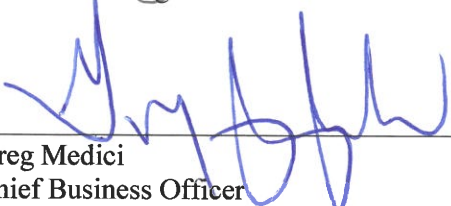
Quantity	Item	Quantity	Item
1	File Cabinet	1	Round 60 inch table
50	Student Desk with right Bookshelf	1	Office Guest Chair
1	Truck A Vehicle ID# 1HTSCABL7SH603791 PLATE# 005861	1	Truck B VehicleID#1HTSCABMOWH510139 YEAR 1998
1	100 Student Desks		

RECOMMENDATION: Staff recommends approval of the items as surplus property.

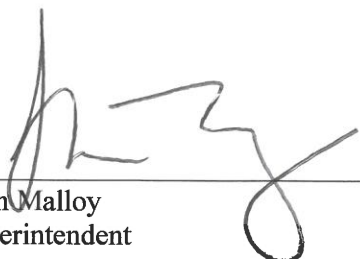
BUDGET IMPLICATIONS: Any proceeds from the sale of items shall be placed to the credit of the fund from which the original expenditure for the purchase was made or in the general or reserve fund of the district.



Nicole Kugler
Business Manager



Greg Medici
Chief Business Officer



John Malloy
Superintendent

12.6
ITEM NUMBER

San Ramon Valley Unified School District
699 Old Orchard Drive, Danville, California, 94526

DATE: October 5, 2021

TOPIC: CONSIDERATION OF AWARD OF BID #854 PREPARED MEALS

DISCUSSION: On September 22, 2021 the District received two bids for prepared meal food service to our schools. The bids were reviewed by district Child Nutrition and Purchasing staff.

The vendor selected is to provide prepared meal service as specified starting November 1, 2021. The resulting bids are as follows:

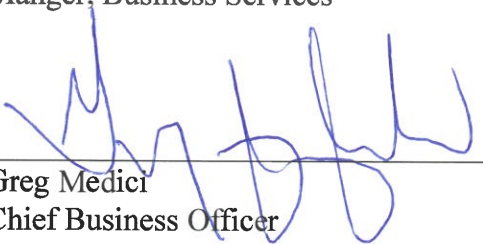
	Vendor	Base Bid
1st	Revolution Foods	\$2.60 per meal
2nd	K-12 by Elior	\$3.68 per meal

RECOMMENDATION: The Administration recommends the Board award the bid #854 for prepared meal services to Revolution Foods.

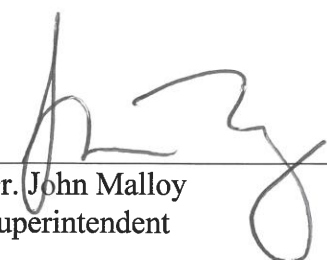
BUDGET IMPLICATIONS: Approx. \$1,400,000 – Fund 13 – Child Nutrition.



Nicole Kugler
Manger, Business Services



Greg Medici
Chief Business Officer



Dr. John Malloy
Superintendent

12.7
Item Number

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: **October 5, 2021**

TOPIC: **CONSIDERATION OF APPROVAL OF A NEW POSITION DESCRIPTION FOR TEACHER OF STUDENTS WITH VISUAL IMPAIRMENTS (TVI)**

DISCUSSION:

The District has created a new position description for Teacher of Students with Visual Impairments (TVI) in order to comply with an agreement between it and the San Ramon Valley Education Association and best meet its needs. Under the direct supervision of the Special Education Administrator or site Principal, the Teacher of Students with Visual Impairments (TVI) screens, assesses, identifies and serves students with visual impairments that adversely impact their educational process.

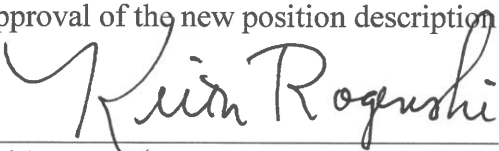
The job description presented was collaboratively developed between the District and the San Ramon Valley Education Association, is comprehensive, and represents the duties and responsibilities of a Teacher of Students with Visual Impairments (TVI) based on the District needs, staff input, and comparative analysis.

RECOMMENDATION:


Approve the new position description for Teacher of Students with Visual Impairments (TVI) as presented.

BUDGET IMPLICATIONS:

Approval of the new position description has no financial impact



Keith Rogenski
Assistant Superintendent
Human Resources



Dr. John Malloy
Superintendent

Item Number
12.8

**SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
Position Description**

TITLE:	Teacher of Students with Visual Impairments (TVI)	REPORTS TO:	Special Education Administrator / Site Principal
DEPARTMENT:	Special Education	CLASSIFICATION:	Certificated Bargaining Unit
FLSA:	Exempt	WORK YEAR:	186 Days
BOARD APPROVAL:	<i>October 5, 2021</i>	SALARY:	Certificated Teachers Salary Schedule

SUMMARY DEFINITION: Under the direct supervision of the Special Education Administrator or site Principal, the teacher of students with visual impairments (TVI) serves as a member of the Individualized Education Program (IEP) and/or Individualized Family Service Plan (IFSP) teams and screens, assesses and identifies students with visual impairments which adversely impact their educational progress. The TVI plans and provides direct and/or indirect consultative services relating to visual impairments based on IEP/IFSP goals to provide access to learning in the classroom, home and community environments. The students are eligible for special education and range in age from birth through 21.

REPRESENTATIVE DUTIES: Incumbents may perform any combination of the essential functions shown below [E]. This position description is not intended to be an exhaustive list of all duties, knowledge or abilities associated with this classification, but is intended to accurately reflect the principal job elements.

E= Essential Functions

Complies with evaluation standards, prepares written evaluation reports, and determines eligibility for services based on the California Education Code and Individuals with Disabilities Education Act (IDEA). Effectively communicates assessment results to the IEP/IFSP team. **E**

Provides screening and referral procedures to appropriate personnel and recommends specialized evaluations and assessments as needed. Performs functional vision and learning media assessments on new referrals and at intervals designated by the IDEA. **E**

Interprets medical reports as they relate to education environments (e.g., communicate with low-vision specialists, ophthalmologists, neurologists, neuro ophthalmologists and optometrists concerning exams, and attend exams when appropriate). **E**

Administers miscellaneous evaluations and assessments to students as appropriate and interprets results to staff and parents/guardians. Regularly informs school personnel of the needs and progress of identified students. **E**

Develops and contributes to IEP/IFSP goals, accommodations, and modifications aligned with students' needs and learning styles based on assessment results. Creates learning plans consistent with IEP/IFSP goals. Reviews goals and objectives and makes recommendations for changes to the IEP/IFSP as needed. **E**

Participates in the multidisciplinary team process regarding eligibility, IEP/IFSP development, consultation services and service delivery models. **E**

Teacher of Students with Visual Impairments (TVI) / San Ramon Valley Unified School District

Consults with diagnosticians, teachers, students, parents/guardians pertaining to evaluations, accommodations, modifications, student scheduling, and test administrations. **E**

Provides assessment, instruction, and consultation to educational team members related to expanded core curriculum. **E**

Assists in determining the need for and securing instructional materials and equipment for students with visual impairments to learn, including ensuring necessary room modifications and lighting provisions. **E**

Provides instruction in multiple areas of the expanded core curriculum, including assistive technology skills, career and vocational education, compensatory and access skills, independent living skills, orientation and mobility, recreation/leisure skills, self-determination skills, sensory efficiency skills, and social interaction skills. **E**

Consults with and provides information to educational team members, including teaching and support staff, service providers, and parents/guardians, regarding specialized strategies needed for each student with visual impairment and maximizing incorporation of the expanded core curriculum in the general education setting. **E**

Facilitates and supports the social integration and peer interaction of students with visual impairments. **E**

Provides training and support to students, teaching and support staff, and parents/guardians to enhance the independence of students with visual impairments. **E**

Participates with other school personnel and agencies as appropriate to secure job-related experiences and participates in transition planning for students with visual impairments. **E**

Provides modified materials, including Braille, recorded/enlarged materials, and tactile symbols as appropriate to student need to team members and students. **E**

Utilizes research-based methods and materials that are appropriate for meeting each identified student's goals and objectives. **E**

Utilizes a variety of materials and trains others in their use as necessary. **E**

Maintains schedules and records that document services provided, progress towards goals, and exit from services when appropriate **E**.

Participates in site Student Study Team (SST) meetings as needed/requested. **E**

Communicates and provides information to families, teachers, schools and other agencies about District and/or regional vision programs, including available recreational and extended school year programs, to support the needs of students with visual impairments. **E**

Maintains professional competence related to educational best practices and eligibility along with technological advances in educating students with visual impairments through participation in professional growth activities, (e.g., attending conferences, workshops, area meetings, and reading journals in the field of visual impairments). **E**

Complies with established state and federal laws, regulations, policies, and procedures as related to special education and visual impairments. **E**

Teacher of Students with Visual Impairments (TVI) / San Ramon Valley Unified School District

Attends staff meetings and serves on committees as needed.

Performs other duties consistent with the position as requested by the site administrator and/or District Special Education administrator. **E**

EDUCATION AND EXPERIENCE:

Bachelor's degree or higher from an accredited college or university.

LICENSES AND OTHER REQUIREMENTS:

Valid California Education Specialist credential in Visual Impairments, or equivalent from out of state.

KNOWLEDGE OF:

- Knowledge of Braille Code and Nemeth Code
- Eligibility criteria for visual impairment.
- Principles and techniques of assessment and instruction for students with visual impairments.
- Methods, materials and procedures providing accommodation and modification for students with visual impairments.
- Correct English usage, grammar, spelling, punctuation, and vocabulary.
- State and federal laws and regulations regarding special education records, due process, service provision and visual impairments.

ABILITY TO:

- Read, write, understand, and speak adequate English in order to carry out job duties.
- Provide instruction, modification, and accommodation to eligible students.
- Prepare written evaluations and reports.
- Create appropriate learning plans.
- Develop student rapport and establish a positive instructional atmosphere.
- Communicate and work effectively with the families of students with disabilities.
- Work collaboratively with other professionals.
- Maintain student records and prepare reports as specified by the District.
- Operate instructional technology, access technology specific to visual impairment and office equipment.
- Prioritize work, meet timelines, and observe health and safety regulations.

WORKING CONDITIONS:

Classroom and general school campus environment; community environment; home environment. The position serves in an itinerant capacity providing instruction and support at various school sites and locations.

PHYSICAL ABILITIES:

Hearing and speaking to exchange information in person and on the telephone; seeing to read, prepare and proofread documents; sitting or standing for extended periods of time; dexterity of hands and fingers to operate a computer keyboard, braille writer and other office equipment; kneeling, bending at the waist and reaching overhead, above the shoulders and horizontally to retrieve and store books, materials, files and supplies; lifting light to medium weight objects.

APPROVALS:

Keith Rogenski
Assistant Superintendent, Human Resources

Date

John Malloy, Ed.D.
Superintendent

Date

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: **October 5, 2021**

TOPIC: **CONSIDERATION OF APPROVAL OF THE WILLIAMS UNIFORM
COMPLAINT QUARTERLY REPORT**

DISCUSSION:

Under the Williams Uniform Complaint Policy, the District is required to report publicly on a quarterly basis the number of complaints it received pertaining to textbooks and instructional materials, teacher vacancy and misassignment, and facilities conditions. Once presented and approved by the Board of Education in a public meeting, the report is sent to the Contra Costa County Office of Education.

RECOMMENDATION:


Approval.

BUDGET IMPLICATIONS:

There are no budget implications.



Keith Rogenski
Assistant Superintendent
Human Resources



Dr. John Malloy
Superintendent

12.9

Item Number



Quarterly Uniform Complaint Form
 [Education Code 35186]

District: San Ramon Valley Unified School District
 Person completing this form: Adrienne Herrera
 Title: Administrative Assistant

Report Submission **Due Date:** (check one)

Q1: Jul-Sep 2021 – DUE: October 31, 2021
Q2: Oct-Dec 2021 – DUE: January 31, 2022
Q3: Jan-Mar 2022 – DUE: April 30, 2022
Q4: Apr-Jun 2022 – DUE: July 31, 2022

Date for information to be reported publicly at governing board meeting: October 5, 2021

Please check the box that applies:

- No complaints were filed with any school in the district during the quarter indicated above.
 Complaints were filed with schools in the district during the quarter indicated above. The following chart summarizes the nature and resolution of these complaints.

Area of Complaint	Total # of Complaints	# Resolved	# Unresolved
Textbooks and Instructional Materials			
Teacher Vacancy or Misassignment			
Facilities Conditions	1		1
TOTALS	1	0	1

Dr. John Malloy
 Print Name of District Superintendent

 Signature of District Superintendent

 Date

Please return completed form to Danielle Low-Anderson, Williams Settlement Administrative Assistant
 CCCOE – 77 Santa Barbara Road, Pleasant Hill, CA 94523
 FAX: (925) 942-3356 • E-MAIL: dlow@cccoe.k12.ca.us

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, California 94526

DATE: OCTOBER 5, 2021

TOPIC: ADOPTION OF TEXTBOOK

DISCUSSION: It is requested that the following textbook be adopted for use beginning immediately following adoption.

<i>The Ballad of Songbirds and Snakes</i>	Suzanne Collins Scholastic Corporation Copyright 2020	All High Schools English Grade 9-10	\$27.99
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The Ballad of Songbirds and Snakes is an action-adventure novel that is a prequel to the *Hunger Games* trilogy. The teacher suggesting this book for adoption teaches English in the Special Day Classes (SDC) at San Ramon Valley High School and believes that this book will increase student engagement. This book has been reviewed by Common Sense Media and has been rated as appropriate for students ages 13 and higher.

RECOMMENDATION: The administration recommends adoption of this textbook after the required preview period. Such adoption is to include approval of use of ancillary materials such as workbooks, resource binders, tests, audiotapes, and other materials designed to supplement this book.

BUDGET IMPLICATIONS: District Instructional Material funds and/or site donations will be used to purchase this book.



Debra Petish
Executive Director of Curriculum & Instruction



Christine Huajardo
Assistant Superintendent
Educational Services



Dr. John Malloy
Superintendent

12.10

Item Number

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, California 94526

DATE: OCTOBER 5, 2021

TOPIC: PREVIEW OF TEXTBOOKS

DISCUSSION: It is requested that the following textbooks be adopted for use beginning immediately following adoption.

<i>Tell Me Who You Are</i>	Winona Guo/Priya Vulchi Penguin Random House Copyright 2019	All High Schools Elective Grade 11-12	\$20.00
<i>This Book is Anti-Racist</i>	Tiffany Jewell Frances Lincoln Children's Book Copyright 2020	All High Schools Elective Grade 11-12	\$14.99

Continued on next page

Tell Me Who You Are gives students the language and ability to understand racism and how to undo it. This helps students feel empowered to stand up against racism. This book has been previewed for age appropriateness and educational content.

This Book is Anti-Racist is an empowering guide to defying and disrupting racism. This book has been previewed for age appropriateness and educational content.

District Policy 6161.1 requires that textbooks be placed on display prior to adoption. This board item is to serve as notice that these textbooks will be on display in the Educational Services Department (Building D) from October 5, 2021 through October 26, 2021. These textbooks will be presented to the School Board on October 26, 2021 for adoption.

RECOMMENDATION: The administration recommends adoption of these textbooks after the required preview period.

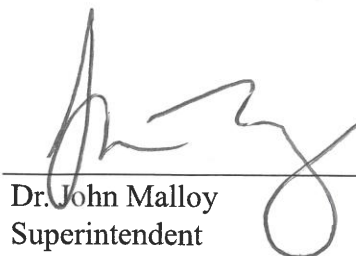
BUDGET IMPLICATIONS: District Instructional Material funds and/or site donations will be used to purchase these books.



Debra Petish
Executive Director of Curriculum & Instruction



Christine Huajardo
Assistant Superintendent
Educational Services



Dr. John Malloy
Superintendent

12.11

Item Number

Preview of Textbooks, October 5, 2021, continued:

<i>The Midnight Library</i>	Matt Haig Viking Copyright 2020	All High Schools English Grade 12	\$13.29
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The Midnight Library will be a core class novel where students can discuss the power of decision in creating a positive experience in each of their own, unique journeys and explore how the concept of the hero's journey and individual growth is present in the seniors' lives as they transition between high school and adult life. This book has been previewed for age appropriateness and educational content.

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: OCTOBER 5, 2021

TOPIC: CONSIDERATION OF APPROVAL OF OUT-OF-STATE SCHOOL TRIP FOR CALIFORNIA HIGH SCHOOL THEATER ARTS CLUB STUDENTS TO NEW YORK CITY, NY MARCH 31-APRIL 4, 2022

DISCUSSION: California High School is requesting a four-day field trip from Thursday, March 31st to Monday, April 4th, 2022 to New York City, NY. Students will observe 3 Broadway performances and learn about live theatre through workshops, Q&A's, backstage tours and interaction with professional actors. Students will also interact with peers and build lasting relationships surrounding Cal High Drama. Two instructional days will be missed. Details of the trip, including tentative itinerary and transportation, are attached. Will follow Local/County/State guidance regarding COVID vaccination guidelines at time of trip.

RECOMMENDATION: Administration recommends approval of this out-of-state school trip. Approval of this trip will allow school personnel to move forward in their planning.

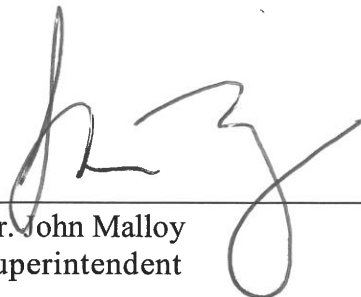
BUDGET IMPLICATIONS: The trip cost will be \$2669.00 This includes roundtrip airfare, 4 nights at the hotel, breakfast and dinner daily, tour of Lincoln Center, ferry to Ellis Island, metro tickets, bus tour and tickets to 3 Broadway plays, Broadway workshops and Top of the Rock tour. California High School Drama students will need their own money for lunch only. Drama Boosters and Drama Club will be offering fundraising opportunities this fall.



Jon Campopiano
Executive Director, Educational Services



Christine Huajardo
Assistant Superintendent



Dr. John Malloy
Superintendent

12.12

Item Number



SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT PRELIMINARY SCHOOL TRIP APPROVAL FOR CATEGORY 3 TRIPS

School Yr: 21/22

This preliminary approval form must be completed for trips that are out of state or for travel to a foreign country. The completed form must be submitted to the site Principal and Education Services for approval prior to any promotion of the trip or reservations being made, and before any other documentation is distributed, in accordance with AR6153 and AR3541.1. All trips must be arranged through the Transportation Department.

School: California High Club/Organization/Class Theater Arts
Destination: New York City Responsible Person(s): Laura Woods
Date(s) of trip: 03/31/2022 04/04/2022 # of Instructional Days Missed: 2

- 1. Rationale: Complete a description of proposed trip and its relationship to instruction in the area provided below. This should include a tentative itinerary of the trip activities.

See Attached

- 2. Transportation: Must begin and end at school. Exceptions due to unique circumstances must be approved by Educational Services. Select two if more than one mode of transportation used. (Including to airport or BART if applicable)

To and From Destination Plane Charter Bus Specify if Other:
At Destination Subway Charter Bus Specify if Other:

- 3. Lodging: Type of Housing Hotel Specify if Other: # of nights: 4

- 4. Estimated number of student participants: 48

- 5. Funding:

Estimated total donation for the trip per person (students and chaperones) \$ 2669.00 Total of Trip \$ 128,112.00
All trip cost will be covered by fundraising. No student will be denied participation in this trip due to the lack funds.

- 6. Supervision: Volunteers/Drivers/Chaperons must be cleared through the Volunteer Management System.

Number of certificated staff 1 Number of Volunteers 5

Ratio of chaperons to students 10:1 (Mixed gender overnight trips require mixed gender chaperons at a ratio of 10:1).

Principal's Approval Megan Keefer Date 08/21/2021
Director's Approval Jon Campopiano Date 08/23/2021

After Board approval, I will submit the Final Documents to Ed Services:

- Roster Itinerary Volunteer/Driver/Chaperone List
I have verified that all Volunteers, Drivers and/or Chaperons have been cleared.
I have verified the trip meets the Chaperon supervision requirements for Certificated staff, ratio and gender.

Submitted by: Date:
(Name of person submitting documents)

California High School Drama Club: Request for Out-of-State Instructional Trip

To: California High School Administration, San Ramon Valley Unified School District

From: Laura Woods, California High School Drama Director

Date: Aug 20, 2021

Re: California High School Drama Club Field Trip to New York City, NY

Proposed Program Including Course or Program Objectives to be Met

California High School is requesting a four-day field trip from Thursday, March 31st to Monday, April 4th, 2021 to New York City, NY. Students will observe 3 Broadway performances and learn about live theatre through workshops, Q&A's, backstage tours and interaction with professional actors. Students will also interact with peers and build lasting relationships surrounding Cal High Drama.

I, Laura Woods, will lead the trip. Up to approximately 48 students (9-12) and 6 chaperones (including me) will be included. We will be traveling with Passports Educational Group Travel, a highly reputable educational travel company.

Transportation, Accommodations

Students will travel to New York city on an American Airline, leaving on Thursday, March 31st in the morning. We will be staying in Manhattan at a centrally located hotel.

Passports provides parents and students with Tour Central, an emergency line available 24 hours a day, 7 days a week. I will also provide a Remind for the entire tour.

Costs, Itinerary

The trip cost will be \$2669.00 This includes roundtrip airfare, 4 nights at the hotel, breakfast and dinner daily, tour of Lincoln Center, ferry to Ellis Island, metro tickets, bus tour and tickets to 3 Broadway plays, Broadway workshops and Top of the Rock tour. California High School Drama students will need their own money for lunch only. Drama Boosters and Drama Club will be offering fundraising opportunities this fall.

A tentative itinerary is attached. Please contact me with any questions:

Laura Woods, Drama Director, Cal High (925) 803-3263

Thursday, March 31st, 2022

3:30am: Meet at Cal High
4:00am: Take chartered bus to SFO
7:00am: Flight to Newark, NJ
4:00pm: Arrive Newark, chartered bus into Manhattan
5:00pm: Check into hotel
6:00pm: Dinner in Times Square
9:00pm: Room checks, lights out

Friday, April 1, 2022

8:00am: Breakfast
9:00am: Depart for Ellis Island, Statue of Liberty
10:00am: Ferry to Ellis Island, Statue of Liberty, tour
12:30pm: Return to Manhattan
1:00pm: Lunch
2:00pm: Tour 9/11 Memorial, Wall Street area
3:30pm: Return to hotel to dress for theatre
5:00pm: Dinner
8:00pm: Broadway Show, walk back to hotel

Saturday, April 2, 2022

8:00am: Breakfast
9:00am: Depart for workshop
9:30am: Broadway Movement and Music workshop
11:30am: Lunch
12:30pm: Tour Central Park, Stroll 5th Avenue
3:30pm: Depart for Top of the Rock
4:00pm: Tour Top of the Rock
5:00pm: Return to hotel, dress for theatre
6:00pm: Dinner
8:00pm: Broadway Show, walk back to hotel

Sunday, April 3, 2022

8:00am: Breakfast
9:00am: Depart for workshop
9:30am: Broadway 101 workshop
11:30am: Lunch
2:00pm: Broadway Show
4:30pm: Guided tour of Lincoln Center
5:30pm: Board bus to Harlem, stop at Apollo Theater
7:00pm: Dinner

Monday, April 4, 2022

8:00am: Breakfast
9:00am: Depart hotel for Greenwich Village

9:30am: Tour Greenwich Village, meet Cal High Drama Alum, see New York University

11:30am: Lunch at Chelsea Market

12:30pm: Walk the High Line

2:00pm: Chartered bus to airport

6:00pm: Flight to SFO

11:00pm: Arrive SFO, chartered bus to Cal High

12:30am: Home

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, CA 94526

DATE: OCTOBER 5, 2021

**TOPIC: CONSIDERATION OF APPROVAL OF LOCAL INDICATORS
2021-22 LCAP DASHBOARD SELF-ASSESSMENT**

DISCUSSION: The CDE requires California school districts to perform a self-assessment on local performance indicators for submission to the California Data Dashboard and report the results as part of a non-consent item at a regularly scheduled public meeting in conjunction with the adoption of the LCAP. 2020-21 data is used to report and submit SRVUSD local indicators to the 2021 CA Dashboard.

The LEA reflects their progress on a 5-point rating scale. 1) Exploration and Research Phase; 2) Beginning Development; 3) Initial Implementation; 4) Full Implementation; 5) Full Implementation and Sustainability. The LEAs ranked themselves based on this scale and the indicators and SRVUSD rankings are:

- 1) Priority 1 - Appropriately assigned teachers, adequate instructional materials, and safe, clean, and functional school facilities
 - a. SRVUSD recorded zero (0) complaints or other deficiencies
- 2) Priority 2 - Progress toward implementation of state standards and curriculum frameworks
 - a. SRVUSD rates initial, full implementation, full implementation and sustainability
- 3) Priority 3 - Parent engagement
 - a. SRVUSD rates full implementation, full implementation and sustainability in all areas of building relationships and seeking input from parents for decision making
- 4) Priority 6 - School climate
 - a. SRVUSD administered the Healthy Kids Survey in spring 2020. The core models were expanded to better understand the impacts of COVID-19.
- 5) Priority 7 – Access to a broad course of study
 - a. SRVUSD identified measures and tools including course catalogs, course, program, and pathway participation rates. SRVUSD also created counseling sessions to analyze and ensure access to for all students, including unduplicated students, and individuals with exceptions needs.

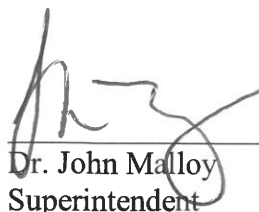
Detailed information on each area is available in the attached SRVUSD self-assessment.

RECOMMENDATION: Administration recommends approval of the self-assessment on the local performance indicators.

BUDGET IMPLICATIONS: The LCFF and LCAP budget will be drafted in relation to these local performance indicators.



Christine Huajardo
Assistant Superintendent



Dr. John Malloy
Superintendent

Item Number

Local Performance Indicator Self-Reflection

Local Educational Agency (LEA)	Contact Name and Title	Email and Phone
San Ramon Valley Unified School District	Greg Medici and Christine Huajardo Chief Business Officer / Assistant Superintendent of Educational Services	LCAP@srvusd.net 925-552-2905 / 925-552-2914

Introduction

The State Board of Education (SBE) approved standards for the local indicators that support a local educational agency (LEA) in measuring and reporting progress within the appropriate priority area. The approved performance standards require a LEA to:

- Annually measure its progress in meeting the requirements of the specific LCFF priority.
- Report the results as part of a non-consent item at a regularly scheduled public meeting of the local governing board/body in conjunction with the adoption of the LCAP.
- Report results to the public through the Dashboard utilizing the SBE-adopted self-reflection tools for each local indicator.

Below are the approved standards and self-reflection tools that an LEA will use to report its progress on the local indicators.

Performance Standards

The performance standards for the local performance indicators are:

Appropriately Assigned Teachers, Access to Curriculum-Aligned Instructional Materials, and Safe, Clean and Functional School Facilities (LCFF Priority 1)

The LEA annually measures its progress in meeting the Williams settlement requirements at 100% at all of its school sites, as applicable, and promptly addresses any complaints or other deficiencies identified throughout the academic year, as applicable; the LEA then reports the results to its local governing board at a regularly scheduled meeting and to reports to stakeholders and the public through the Dashboard.

Implementation of State Academic Standards (LCFF Priority 2)

The LEA annually measures its progress implementing state academic standards; the LEA then reports the results to its local governing board at a regularly scheduled meeting and reports to stakeholders and the public through the Dashboard.

Parent and Family Engagement (LCFF Priority 3)

The LEA annually measures its progress in: (1) seeking input from parents in decision making and (2) promoting parental participation in programs; the LEA then reports the results to its local governing board at a regularly scheduled meeting and reports to stakeholders and the public through the Dashboard.

School Climate (LCFF Priority 6)

The LEA administers a local climate survey at least every other year that provides a valid measure of perceptions of school safety and connectedness, such as the California Healthy Kids Survey, to students in at least one grade within the grade span(s) that the LEA serves (e.g., K-5, 6-8, 9-12), and reports the results to its local governing board at a regularly scheduled meeting of the local governing board and to stakeholders and the public through the Dashboard.

Access to a Broad Course of Study (LCFF Priority 7)

The LEA annually measures its progress in the extent to which students have access to, and are enrolled in, a broad course of study that includes the adopted courses of study specified in the California Education Code (EC) for Grades 1-6 and Grades 7-12, as applicable, including the programs and services developed and provided to unduplicated students and individuals with exceptional needs; the LEA then reports the results to its local governing board at a regularly scheduled meeting and reports to stakeholders and the public through the Dashboard.

Coordination of Services for Expelled Students-County Office of Education (COE) Only (LCFF Priority 9)

The county office of education (COE) annually measures its progress in coordinating instruction as required by California EC Section 48926; the COE then reports the results to its local governing board at a regularly scheduled meeting and reports to stakeholders and the public through the Dashboard.

Coordination of Services for Foster Youth-COE Only (LCFF Priority 10)

The COE annually measures its progress in coordinating services for foster youth; the COE then reports the results to its local governing board at a regularly scheduled meeting and reports to stakeholders and the public through the Dashboard.

Self-Reflection Tools

An LEA uses the self-reflection tools included within the Dashboard to report its progress on the local performance indicator to stakeholders and the public.

The self-reflection tools are embedded in the web-based Dashboard system and are also available in Word document format. In addition to using the self-reflection tools to report its progress on the local performance indicators to stakeholders and the public, an LEA may use the self-reflection tools as a resource when reporting results to its local governing board. The approved self-reflection tools are provided below.

Appropriately Assigned Teachers, Access to Curriculum-Aligned Instructional Materials, and Safe, Clean and Functional School Facilities (LCFF Priority 1)

LEAs will provide the information below:

- Number/percentage of misassignments of teachers of ELs, total teacher misassignments, and vacant teacher positions
- Number/percentage of students without access to their own copies of standards-aligned instructional materials for use at school and at home
- Number of identified instances where facilities do not meet the “good repair” standard (including deficiencies and extreme deficiencies)

Teachers	Number	Percent
Misassignments of Teachers of English Learners	0	0
Total Teacher Misassignments	0	0
Vacant Teacher Positions	10	0.7

Access to Instructional Materials	Number	Percent
Students Without Access to Own Copies of Standards-Aligned Instructional Materials for Use at School and at Home	0	0

Facility Conditions	Number
Identified Instances Where Facilities Do Not Meet The “Good Repair” Standard (Including Deficiencies and Extreme Deficiencies)	0

Implementation of State Academic Standards (LCFF Priority 2)

LEAs may provide a narrative summary of their progress in the implementation of state academic standards based on locally selected measures or tools (Option 1). Alternatively, LEAs may complete the optional reflection tool (Option 2).

OPTION 1: Narrative Summary (Limited to 3,000 characters)

In the narrative box provided on the Dashboard, identify the locally selected measures or tools that the LEA is using to track its progress in implementing the state academic standards adopted by the state board and briefly describe why the LEA chose the selected measures or tools.

Additionally, summarize the LEA's progress in implementing the academic standards adopted by the SBE, based on the locally selected measures or tools. The adopted academic standards are:

- English Language Arts (ELA)-Common Core State Standards for ELA
- English Language Development (ELD) (Aligned to Common Core State Standards for ELA)
- Mathematics-Common Core State Standards for Mathematics
- Next Generation Science Standards
- History-Social Science
- Career Technical Education
- Health Education Content Standards
- Physical Education Model Content Standards
- Visual and Performing Arts
- World Language

OPTION 2: Reflection Tool

Recently Adopted Academic Standards and/or Curriculum Frameworks

1. Rate the LEA's progress in providing professional learning for teaching to the recently adopted academic standards and/or curriculum frameworks identified below.

Rating Scale (lowest to highest) -

- 1 - Exploration and Research Phase
- 2 - Beginning Development
- 3 - Initial Implementation
- 4 - Full Implementation
- 5 - Full Implementation and Sustainability

Academic Standards	1	2	3	4	5
ELA – Common Core State Standards for ELA					5
ELD (Aligned to ELA Standards)			3		
Mathematics – Common Core State Standards for Mathematics					5
Next Generation Science Standards					5
History-Social Science			3		

2. Rate the LEA's progress in making instructional materials that are aligned to the recently adopted academic standards and/or curriculum frameworks identified below available in all classrooms where the subject is taught.

Rating Scale (lowest to highest) -

- 1 - Exploration and Research Phase
- 2 - Beginning Development
- 3 - Initial Implementation
- 4 - Full Implementation
- 5 - Full Implementation and Sustainability

Academic Standards	1	2	3	4	5
ELA – Common Core State Standards for ELA					5

Academic Standards	1	2	3	4	5
ELD (Aligned to ELA Standards)					5
Mathematics – Common Core State Standards for Mathematics					5
Next Generation Science Standards					5
History-Social Science					5

3. Rate the LEA's progress in implementing policies or programs to support staff in identifying areas where they can improve in delivering instruction aligned to the recently adopted academic standards and/or curriculum frameworks identified below (e.g., collaborative time, focused classroom walkthroughs, teacher pairing).

Rating Scale (lowest to highest) -

- 1 - Exploration and Research Phase
- 2 - Beginning Development
- 3 - Initial Implementation
- 4 - Full Implementation
- 5 - Full Implementation and Sustainability

Academic Standards	1	2	3	4	5
ELA – Common Core State Standards for ELA					5
ELD (Aligned to ELA Standards)				4	
Mathematics – Common Core State Standards for Mathematics					5
Next Generation Science Standards					5
History-Social Science					5

Recently Adopted Academic Standards and/or Curriculum Frameworks

4. Rate the LEA's progress implementing each of the following academic standards adopted by the state board for all students.

Rating Scale (lowest to highest) -

- 1 - Exploration and Research Phase
- 2 - Beginning Development
- 3 - Initial Implementation
- 4 - Full Implementation
- 5 - Full Implementation and Sustainability

Academic Standards	1	2	3	4	5
Career Technical Education					5
Health Education Content Standards					5
Physical Education Model Content Standards					5
Visual and Performing Arts					5
World Language					5

Support for Teachers and Administrators

5. Rate the LEA’s success at engaging in the following activities with teachers and school administrators during the prior school year (including the summer preceding the prior school year).

Rating Scale (lowest to highest) -

- 1 - Exploration and Research Phase
- 2 - Beginning Development
- 3 - Initial Implementation
- 4 - Full Implementation
- 5 - Full Implementation and Sustainability

Academic Standards	1	2	3	4	5
Identifying the professional learning needs of groups of teachers or staff as a whole					5
Identifying the professional learning needs of individual teachers					5
Providing support for teachers on the standards they have not yet mastered					5

Optional Narrative (Limited to 1,500 characters)

6. Provide any additional information in the text box provided in the Dashboard that the LEA believes is relevant to understanding its progress implementing the academic standards adopted by the state board.

Parent and Family Engagement (LCFF Priority 3)

This self-reflection tool is organized into three sections. Each section includes promising practices in family engagement:

1. Building Relationships between School Staff and Families
2. Building Partnerships for Student Outcomes
3. Seeking Input for Decision-making

LEAs use this self-reflection tool to reflect on its progress, successes, needs and areas of growth in family engagement policies, programs, and practices. This tool will enable an LEA to engage in continuous improvement and determine next steps to make improvements in the areas identified.

The results of the process should be used to inform the LCAP and the development process, to assess prior year goals, actions and services as well as to plan or modify future goals, actions, and services in the LCAP.

For each statement in the table below -

1. Identify the diverse stakeholders that need to participate in the self-reflection process in order to ensure input from all groups of families, staff and students in the LEA, including families of unduplicated students and families of individuals with exceptional needs as well as families of underrepresented students.
2. Engage stakeholders in determining what data and information will be considered to complete the self-reflection tool. LEAs should consider how the practices apply to families of all student groups, including families of unduplicated students and families of individuals with exceptional needs as well as families of underrepresented students.

3. Based on the analysis of data, identify the number which best indicates the LEA's current stage of implementation for each practice using the following rating scale (lowest to highest):
 - 1 - Exploration and Research Phase
 - 2 - Beginning Development
 - 3 - Initial Implementation
 - 4 - Full Implementation
 - 5 - Full Implementation and Sustainability
4. Write a brief response to the prompts following each of the three sections.
5. Use the information from the self-reflection process to inform the LCAP and the LCAP development process, as well as the development of other school and district plans.

Building Relationships

Rating Scale (lowest to highest) -

- 1 - Exploration and Research Phase
- 2 - Beginning Development
- 3 - Initial Implementation
- 4 - Full Implementation
- 5 - Full Implementation and Sustainability

Building Relationships	1	2	3	4	5
1. Rate the LEA's progress in developing the capacity of staff (i.e. administrators, teachers, and classified staff) to build trusting and respectful relationships with families.					5
2. Rate the LEA's progress in creating welcoming environments for all families in the community.					5
3. Rate the LEA's progress in supporting staff to learn about each family's strengths, cultures, languages, and goals for their children.				4	
4. Rate the LEA's progress in developing multiple opportunities for the LEA and school sites to engage in 2-way communication between families and educators using language that is understandable and accessible to families.					5

Dashboard Narrative Box (Limited to 3,000 characters)

Briefly describe the LEA's current strengths and progress in this area, and identify a focus area for improvement, including how the LEA will improve the engagement of underrepresented families.

SRVUSD is strong in creating welcoming environments and developing multiple opportunities for two-way communication and building trusting relationships as evidenced by volunteer programs, school liaisons, social workers, parent advisory groups, and digital and in-person communication. As described in the SRVUSD LCAP, there were many opportunities across the district for Parent Education in a variety of subject areas, including Math, Writing, Reading, Special Education and Digital Citizenship with Common Sense Media. Schools hold many events that support families and promote parental participation, such as Town Halls, Focus Groups, Thought Exchange Surveys, Literacy Nights, Parenting Workshops, Special Needs PTA, Inclusion and Diversity Committee and Principal Coffees. Parents are encouraged to communicate with staff with concerns and meet with teachers, counselors and administrators on regular bases. The schools offer various support resources and communicate these resources to the parents in multiple forms. Informational meetings are held to ensure parents understand what those resources are and how their child can access them. A focus area will be to increase partnership with parents of English Learners.

Building Partnerships for Student Outcomes

Rating Scale (lowest to highest) -

- 1 - Exploration and Research Phase
- 2 - Beginning Development
- 3 - Initial Implementation
- 4 - Full Implementation
- 5 - Full Implementation and Sustainability

Building Partnerships	1	2	3	4	5
1. Rate the LEA's progress in providing professional learning and support to teachers and principals to improve a school's capacity to partner with families.					5
2. Rate the LEA's progress in providing families with information and resources to support student learning and development in the home.				4	
3. Rate the LEA's progress in implementing policies or programs for teachers to meet with families and students to discuss student progress and ways to work together to support improved student outcomes.					5
4. Rate the LEA's progress in supporting families to understand and exercise their legal rights and advocate for their own students and all students.				4	

Dashboard Narrative Box (Limited to 3,000 characters)

Briefly describe the LEA's current strengths and progress in this area, and identify a focus area for improvement, including how the LEA will improve the engagement of underrepresented families.

SRVUSD has placed great efforts into developing capacity amongst staff to build high levels of trust between students and parents. Specific strategies are implemented to support successful school and family connections with a focus on reducing barriers to greater participation by parents, with significant attention given to parents who are economically disadvantaged, are disabled, have limited English proficiency, are migratory, have limited literacy, or are of any racial or ethnic minority background. SRVUSD provides translation services to parents with limited English Proficiency when providing information online, newsletters or meetings at school and district locations. A focus area for the next three years is the development of an English Learner Master Plan.

Seeking Input for Decision Making

Rating Scale (lowest to highest) -

- 1 - Exploration and Research Phase
- 2 - Beginning Development
- 3 - Initial Implementation
- 4 - Full Implementation
- 5 - Full Implementation and Sustainability

Seeking Input	1	2	3	4	5
1. Rate the LEA's progress in building the capacity of and supporting principals and staff to effectively engage families in advisory groups and with decision-making.					5
2. Rate the LEA's progress in building the capacity of and supporting family members to effectively engage in advisory groups and decision-making.					5

Seeking Input	1	2	3	4	5
3. Rate the LEA's progress in providing all families with opportunities to provide input on policies and programs, and implementing strategies to reach and seek input from any underrepresented groups in the school community.				4	
4. Rate the LEA's progress in providing opportunities to have families, teachers, principals, and district administrators work together to plan, design, implement and evaluate family engagement activities at school and district levels.				4	

Dashboard Narrative Box (Limited to 3,000 characters)

Briefly describe the LEA's current strengths and progress in this area, and identify a focus area for improvement, including how the LEA will improve the engagement of underrepresented families.

SRVUSD strongly supports family members to effectively engage in advisory groups and decision-making as evidenced by advisory groups and task forces (GATE, CAC, PTA, DELAC, ELAC, LCAP Preschool Taskforce, School Site Council, Equity Committee, Social Emotional Well Being Committee). The district is committed to engaging community stakeholders at a deep level. Stakeholder feedback was received via surveys, Superintendent's Task Force, Thought Exchange (9,000 participants), Focus Groups (61 groups and 958 participants), Principal Coffee talks, town halls, staff meetings, and student surveys. Additionally feedback was received at six LCAP stakeholder meetings (which includes: teachers, principals, administrators, other school personnel, local bargaining units of the LEA, parents, and students), the SRVUSD Community Advisory Committee (CAC), SRVUSD PTA Presidents meeting, and the SRVUSD District English Learner Advisory Committee (DELAC). San Ramon Valley's SELPA director ensures a continuum of special education feedback opportunities, review of, and posting, of local plans with guaranteed and regular committee meetings. Additional groups that engaged in the feedback process: DVSR Rotary, San Ramon Chamber, Danville Chamber, Discovery Counseling Center Board, SRV Mental Health Coalition, PFLAG, Equity Committee, Inclusion and Diversity Committee, and the Exceptional Education Committee. Progress was made in better understanding the needs of foster youth through a needs assessment. A focus area will be to continue to offer translation and interpretation services.

School Climate (LCFF Priority 6)

LEAs will provide a narrative summary of the local administration and analysis of a local climate survey that captures a valid measure of student perceptions of school safety and connectedness in at least one grade within the grade span (e.g., K-5, 6-8, 9-12) in a text box provided in the California School Dashboard (response limited to 3,000 characters). LEAs will have an opportunity to include differences among student groups, and for surveys that provide an overall score, such as the California Healthy Kids Survey, report the overall score for all students and student groups. This summary may also include an analysis of a subset of specific items on a local survey and additional data collection tools that are particularly relevant to school conditions and climate.

- DATA:** Reflect on the key learnings from the survey results and share what the LEA learned.
- MEANING:** What do the disaggregated results (if applicable) of the survey and other data collection methods reveal about schools in the LEA, such as areas of strength or growth, challenges, and barriers?
- USE:** What revisions, decisions, or actions has, or will, the LEA implement in response to the results for continuous improvement purposes? Why? If you have already implemented actions, did you see the results you were seeking?

SRVUSD administered the Healthy Kids Survey in spring 2020. With school buildings closed due to the pandemic the shift was made to remote and /or hybrid instructional models. The Core modules were expanded to better understand the impacts of COVID-19. The first question of the Core Module was to find out if the students

participated in school remotely or in school or both remotely and in –person. Based on the response the rest of the survey had questions only relevant to their instructional model.

Although the survey was sent to approximately 9900 parents, the responses did not come through from all schools. The response rate was 71% in grade 5, 76% in Grade 7, 48% in grade 9 and 55 % in grade 11. The key finding of the results on students' perception of school safety and connectedness are as follows:

- 1) 83% of the Grade 5 students reported that they feel connected at school
- 2) Of the secondary school students, 7th and 9th graders reported a high level of school connectedness at 73% & 72% respectively, followed by 64% of 11th graders.
- 3) On average, 91% of the 5th graders who were in-school and hybrid models agree they felt safe at school. Followed by 85% grade 9 students and 83% by Grade 11 and 80% by grade 7 students felt they were safe at school.
- 4) Learning from Home is an important indicator in these Covid times. 88% of the 11th graders felt they worked on schoolwork on an average of more than 5 days, followed by 80% and 79% by 9th graders and 7th graders and about 70% by 5th graders.
- 5) About 78% of 11th graders felt they had Virtual Peer interactions followed by 9th graders with 73% and 7th graders with 71% and 58% in 5th graders
- 6) Since it was mixed year on in person and remote setting, parent involvement in schooling was 76% in grade 5 and 57% in 7th grade, 50% in Grade 9 and 42% in grade 11

Access to a Broad Course of Study (LCFF Priority 7)

LEAs provide a narrative summary of the extent to which all students have access to and are enrolled in a broad course of study by addressing, at a minimum, the following four prompts:

1. Briefly identify the locally selected measures or tools that the LEA is using to track the extent to which all students have access to, and are enrolled in, a broad course of study, based on grade spans, unduplicated student groups, and individuals with exceptional needs served. (response limited to 1,500 characters)
2. Using the locally selected measures or tools, summarize the extent to which all students have access to, and are enrolled in, a broad course of study. The summary should identify any differences across school sites and student groups in access to, and enrollment in, a broad course of study, and may describe progress over time in the extent to which all students have access to, and are enrolled in, a broad course of study. (response limited to 1,500 characters)
3. Given the results of the tool or locally selected measures, identify the barriers preventing the LEA from providing access to a broad course of study for all students. (response limited to 1,500 characters)
4. In response to the results of the tool or locally selected measures, what revisions, decisions, or new actions will the LEA implement, or has the LEA implemented, to ensure access to a broad course of study for all students? (response limited to 1,500 characters)

To track our students' access to a broad course of study, we have identified the following measures and tools: course catalogs, program and pathway participation rates, including personalized learning data. Adherence to the course catalog ensures that all SRVUSD students take the requisite courses necessary for graduation that are outlined in California Education Code. Additionally, SRVUSD has created counseling sessions to analyze and ensure access for all students, including unduplicated students, and individuals with exceptional needs. Initial analysis of the options presented indicates that students and families are taking advantage of the flexibility that the PLIs provide. About a third of high school students participate in at least one of Career Technical Education (CTE) pathway courses offered in our district. About 100 students currently participate in the iQuest internship program at two high schools. The iQuest course provides students the opportunity to work closely with a teacher and meet regularly as a class to develop an internship or self-study that connects to their individual needs and interests. Currently six elementary schools and all grade 6 students taking an elective wheel from two middle schools participate in the California High Integrated Maker's Education (CHIME), which introduces students interested in STEM to their course and program options in technology, computer science, engineering, and science.

Students with special needs are often challenged to access elective courses because their schedules are limited in space due to the courses required as part of their IEPs. Providing increased access to electives will be a focus area. SRVUSD will continue to review our policies regarding course availability in order to address parent/guardian concerns. SRVUSD will continue to focus on increasing communication to all stakeholders regarding personalized learning options that are available for students in order to increase access and equity. Additionally, the District is convening a committee to look at bell schedules to explore, among other things, how bell schedules can be structured to provide dynamic flexibility to the scheduling process and increase access to a broad course of study.

Coordination of Services for Expelled Students – COE Only (LCFF Priority 9)

Assess the degree of implementation of the progress in coordinating instruction for expelled students in your county.

- Rating Scale (lowest to highest) -
- 1 - Exploration and Research Phase
 - 2 - Beginning Development
 - 3 - Initial Implementation
 - 4 - Full Implementation
 - 5 - Full Implementation and Sustainability

Coordinating Instruction	1	2	3	4	5
1. Assessing status of triennial plan for providing educational services to all expelled students in the county, including:	[No response required]	[No response required]	[No response required]	[No response required]	[No response required]
a. Review of required outcome data.					
b. Identifying existing educational alternatives for expelled pupils, gaps in educational services to expelled pupils, and strategies for filling those service gaps.					
c. Identifying alternative placements for pupils who are expelled and placed in district community day school programs, but who fail to meet the terms and conditions of their rehabilitation plan or who pose a danger to other district pupils.					
2. Coordinating on development and implementation of triennial plan with all LEAs within the county.					
3. Establishing ongoing collaboration and policy development for transparent referral process for LEAs within the county to the county office of education or other program options, including					

Coordinating Instruction	1	2	3	4	5
dissemination to all LEAs within the county a menu of available continuum of services for expelled students.					
4. Developing memorandum of understanding regarding the coordination of partial credit policies between district of residence and county office of education.					

Coordination of Services for Foster Youth – COE Only (LCFF Priority 10)

Assess the degree of implementation of coordinated service program components for foster youth in your county.

- Rating Scale (lowest to highest) -
- 1 - Exploration and Research Phase
 - 2 - Beginning Development
 - 3 - Initial Implementation
 - 4 - Full Implementation
 - 5 - Full Implementation and Sustainability

Coordinating Services	1	2	3	4	5
1. Establishing ongoing collaboration and supporting policy development, including establishing formalized information sharing agreements with child welfare, probation, Local Education Agency (LEAs), the courts, and other organizations to support determining the proper educational placement of foster youth (e.g., school of origin versus current residence, comprehensive versus alternative school, and regular versus special education).					
2. Building capacity with LEA, probation, child welfare, and other organizations for purposes of implementing school-based support infrastructure for foster youth intended to improve educational outcomes (e.g., provide regular professional development with the Foster Youth Liaisons to facilitate adequate transportation services for foster youth).					

Coordinating Services	1	2	3	4	5
3. Providing information and assistance to LEAs regarding the educational needs of foster youth in order to improve educational outcomes.					
4. Providing direct educational services for foster youth in LEA or county-operated programs provided the school district has certified that specified services cannot be provided or funded using other sources, including, but not limited to, Local Control Funding Formula, federal, state or local funding.					
5. Establishing ongoing collaboration and supporting development of policies and procedures that facilitate expeditious transfer of records, transcripts, and other relevant educational information.					
6. Facilitating the coordination of post-secondary opportunities for youth by engaging with systems partners, including, but not limited to, child welfare transition planning and independent living services, community colleges or universities, career technical education, and workforce development providers.					
7. Developing strategies to prioritize the needs of foster youth in the community, using community-wide assessments that consider age group, geographical area, and identification of highest needs students based on academic needs and placement type.					
8. Engaging in the process of reviewing plan deliverables and of collecting and analyzing LEA and COE level outcome data for purposes of evaluating effectiveness of support services for foster youth and whether the investment in services contributes to improved educational outcomes for foster youth.					

San Ramon Valley Unified School District

699 Old Orchard Drive, Danville, CA 94526

DATE: October 5, 2021

TOPIC: CONSIDERATION OF APPROVAL OF THE UPDATE 2021-24 LOCAL CONTROL AND ACCOUNTABILITY PLAN (LCAP)

DISCUSSION: In accordance with Education Code Section 52062(b)(1), a public hearing was held on June 1, 2021 soliciting recommendations and comments from members of the public regarding actions and expenditures proposed in the 2021-24 Local Control and Accountability Plan. The recommendations and comments were then incorporated into the document and the LCAP was adopted at the June 15, 2021 board meeting and forwarded to the Contra Costa County Office of Education (CCCOE).

Similar to years past, after receiving input from the county, district staff is presenting this agenda item tonight to align the district's approved LCAP with the CCCOE's feedback. The updates include:

- Streamlining the "read ability" to make it more user friendly for the reader,
- further alignment with educational outcome and data measures,
- document formatting, including further details behind previous actual expenditures and projected budget categories going through 2024.

All updates align with the Board's original LCAP approval in June and the district's adopted budget June.

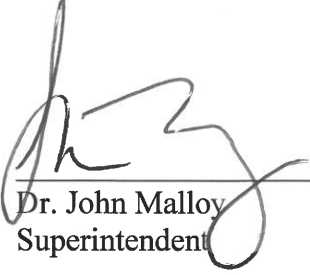
After tonight's board approval, this updated LCAP will be posted on the District's LCAP website.

RECOMMENDATION: Staff recommends approval of the updated 2021-24 Local Control and Accountability Plan

BUDGET IMPLICATIONS: Various, as indicated in the LCAP under budget expenditures.

Christine Huajardo
Assistant Superintendent, Educational Services


Greg Medici
Chief Business Officer


Dr. John Malloy
Superintendent

12.14

Item Number

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, California 94526

DATE: OCTOBER 5, 2021

**TOPIC: CONSIDERATION OF ADOPTION OF RESOLUTION NO. 35/21-22,
CONTRACTS FOR ALAMO ELEMENTARY SCHOOL BREEZEWAYS
-DEMOLITION & ABATEMENT PROJECT – CVE CONTRACTING
GROUP, INC.**

DISCUSSION: Upon full completion of a construction contract, the Board of Education adopts a Resolution of Acceptance which accepts the work of the contract as complete and authorizes District staff to record a Notice of Completion.

The contract for Alamo Elementary School Breezeways Demolition & Abatement project is fully completed and may be accepted by the Board, as follows:


- CVE Contracting Group, Inc. complete on July 31, 2021.

RECOMMENDATION: Staff recommends the Board adopt Resolution No. 35/21-22, contract for Alamo Elementary School Breezeways Demolition & Abatement project.

BUDGET IMPLICATIONS: None.



Erin Hirst
Director, Facilities Development



Daniel Hillman
Assistant Superintendent
Business Operations and Facilities



Dr. John Malloy
Superintendent

12.15
Item Number

**San Ramon Valley Unified School District
Contra Costa County, California
Resolution No. 36/21-22**

**In the Matter of Accepting Contracts
For Alamo Elementary School Breezeways
Roofing Replacement Project ("Project")**

RESOLUTION OF ACCEPTANCE

WHEREAS, the above entitled School District contracted with contractor for said Project:

- State Roofing Systems, Inc., located at 15444 Hesperian Blvd., San Leandro, CA 94578, for the breezeways roofing replacement contract, awarded on May 18, 2021;

WHEREAS, the nature of the District's interest in the breezeways roofing replacement project at Alamo Elementary School, 100 Wilson Road, Alamo, CA 94507 ("real property") is Fee Interest; and

WHEREAS, it has been certified to this Board of Education that said contractor has fully completed their work, including all obligations under their contract, and same has been inspected and it complied with the approved plans and specifications, as of the following dates:

- State Roofing Systems, Inc., complete on July 31, 2021.

NOW THEREFORE BE IT RESOLVED, that the work of said contracts is accepted as complete by this Board, and the Board authorizes District staff to record the Notice of Completion attached to this resolution as an exhibit.

PASSED AND ADOPTED at the regular meeting of the Board held on October 5, 2021 by the following called vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

CERTIFICATION AND VERIFICATION

I hereby certify that the forgoing is a true and correct copy of a resolution and acceptance entered on the minutes of a meeting of said Board of Education held October 5, 2021 and I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 5, 2021, Danville, California.

Dr. John Malloy
Secretary of the Board of Education of the
San Ramon Valley Unified School District of
Contra Costa County, State of California

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

Erin Hirst, Director of Facilities
SRVUSD
3280 Crow Canyon Road,
San Ramon, CA 94583

WHEN RECORDED MAIL TO:

Rence Kanalakis
SRVUSD, Facilities
3280 Crow Canyon Rd.
San Ramon, CA 94583

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN of completion (per Civil Code §9200) on July 31, 2021, the Contract #2356/21 – Alamo Elementary School Breezeways Roofing Replacement (“the Contract”) performed at 100 Wilson Road, Alamo, CA 94507 (“the Property”).

The Property is more particularly described as follows: Alamo Elementary School, 100 Wilson Road, Alamo, CA 94507;

The above Contract was performed by State Roofing Systems, Inc., located at 15444 Hesperian Blvd., San Leandro, CA 94578, (“Contractor”) pursuant to its agreement with the San Ramon Valley Unified School District, Alamo, 100 Wilson Road, Alamo, CA 94507, owner in fee simple of the Property.

The work of improvement generally consisted of the breezeways roof replacement at Alamo Elementary School.

VERIFICATION

I, the undersigned, declare that I am the Superintendent of the San Ramon Valley Unified School District, and that I have read the foregoing notice and know its contents, and that the same is true to the best of my knowledge and belief.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at 699 Old Orchard Drive, Danville, California, this 5th day of October, 2021.

By: _____
Dr. John Malloy
Superintendent
San Ramon Valley Unified School District

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, California 94526

DATE: OCTOBER 5, 2021

**TOPIC: CONSIDERATION OF ADOPTION OF RESOLUTION NO. 36/21-22,
CONTRACTS FOR ALAMO ELEMENTARY SCHOOL BREEZEWAYS
ROOFING REPLACEMENT PROJECT - STATE ROOFING SYSTEMS,
INC.**

DISCUSSION: Upon full completion of a construction contract, the Board of Education adopts a Resolution of Acceptance which accepts the work of the contract as complete and authorizes District staff to record a Notice of Completion.

The contract for Alamo Elementary School Breezeways Roofing Replacement project was fully completed and may be accepted by the Board, as follows:

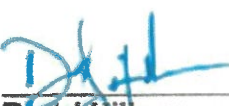
- State Roofing Systems, Inc., complete on July 31, 2021.

RECOMMENDATION: Staff recommends the Board adopt Resolution No. 36/21-22, contract for Alamo Elementary School Breezeways Roofing Replacement project.

BUDGET IMPLICATIONS: None.



Erin Hirst
Director, Facilities Development



Daniel Hillman
Assistant Superintendent
Business Operations and Facilities



Dr. John Malloy
Superintendent

12.16
Item Number

**San Ramon Valley Unified School District
Contra Costa County, California
Resolution No. 35/21-22**

**In the Matter of Accepting Contracts
For Alamo Elementary School
Breezeways Demolition &
Abatement Project ("Project")**

RESOLUTION OF ACCEPTANCE

WHEREAS, the above entitled School District contracted with contractor for said Project:

- **CVE Contracting Group, Inc.**, located at 4263 N. Selland, Fresno, CA 93722 for the breezeways demolition & abatement contract, awarded on March 30, 2021;

WHEREAS, the nature of the District's interest in the breezeways demolition & abatement project at Alamo Elementary School, 100 Wilson Road, Alamo, CA 94507 ("real property") is Fee Interest; and

WHEREAS, it has been certified to this Board of Education that said contractor has fully completed their work, including all obligations under their contract, and same has been inspected and it complied with the approved plans and specifications, as of the following date:

- **CVE Contracting Group, Inc.** complete on July 31, 2021.

NOW THEREFORE BE IT RESOLVED, that the work of said contract is accepted as complete by this Board, and the Board authorizes District staff to record the Notice of Completion attached to this resolution as an exhibit.

PASSED AND ADOPTED at the regular meeting of the Board held on October 5, 2021 by the following called vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

CERTIFICATION AND VERIFICATION

I hereby certify that the forgoing is a true and correct copy of a resolution and acceptance entered on the minutes of a meeting of said Board of Education held October 5, 2021 and I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 5, 2021, Danville, California.

Dr. John Malloy
Secretary of the Board of Education of the
San Ramon Valley Unified School District of
Contra Costa County, State of California

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

Erin Hirst, Director of Facilities
SRVUSD
3280 Crow Canyon Road,
San Ramon, CA 94583

WHEN RECORDED MAIL TO:

Renee Kanalakis
SRVUSD, Facilities
3280 Crow Canyon Rd.
San Ramon, CA 94583

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN of completion (per Civil Code §9200) on July 31, 2021, the Contract #2351-21 – Alamo Elementary School Breezeways Demolition & Abatement (“the Contract”) performed at 100 Wilson Road, Alamo, CA 94507 (“the Property”).

The Property is more particularly described as follows: Alamo Elementary School, 100 Wilson Road, Alamo, CA 94507;

The above Contract was performed by CVE Contracting Group, Inc., located at 4263 N. Selland, Fresno, CA 93722, (“Contractor”) pursuant to its agreement with the San Ramon Valley Unified School District, Alamo Elementary School, 100 Wilson Road, Alamo, CA 94507, owner in fee simple of the Property.

The work of improvement generally consisted of the demolition and abatement of the breezeways at Alamo Elementary School.

VERIFICATION

I, the undersigned, declare that I am the Superintendent of the San Ramon Valley Unified School District, and that I have read the foregoing notice and know its contents, and that the same is true to the best of my knowledge and belief.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at 699 Old Orchard Drive, Danville, California, this 5th day of October, 2021.

By: _____

Dr. John Malloy
Superintendent
San Ramon Valley Unified School District

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, California 94526

DATE: OCTOBER 5, 2021

**TOPIC: CONSIDERATION OF ADOPTION OF RESOLUTION NO. 37/21-22,
CONTRACTS FOR THE SERVICE CENTER WAREHOUSE SEISMIC
UPGRADE**

DISCUSSION: Upon full completion of a construction contract, the Board of Education adopts a Resolution of Acceptance which accepts the work of the contract as complete and authorizes District staff to record a Notice of Completion.

The contract for Service Center Warehouse seismic upgrade project is fully completed and may be accepted by the Board, as follows:

- Ashron Construction and Restoration, Inc., complete on September 15, 2021.

RECOMMENDATION: Staff recommends the Board adopt Resolution No. 37/21-22, contract for Service Center Warehouse seismic upgrade project.

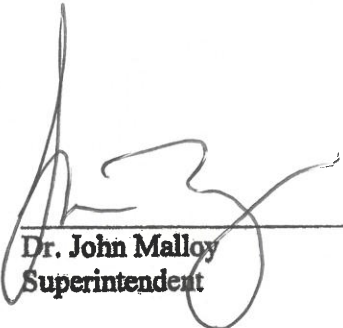
BUDGET IMPLICATIONS: None.



Erin Hirst
Director, Facilities Development



Daniel Hillman
Assistant Superintendent
Business Operations and Facilities



Dr. John Malloy
Superintendent

**San Ramon Valley Unified School District
Contra Costa County, California
Resolution #37/21-22**

**In the Matter of Accepting Contracts
For Service Center Warehouse
Seismic Upgrade Project ("Project")**

RESOLUTION OF ACCEPTANCE

WHEREAS, the above entitled School District contracted with contractor for said Project:

- Ashron Construction and Restoration, Inc., located at 9801 Orr Road, Galt, CA, 95632, for the seismic upgrade contract, awarded on June 15, 2021;

WHEREAS, the nature of the District's interest in the seismic upgrade project at the Service Center Warehouse, 3280 Crow Canyon Road, San Ramon, CA 94583 ("real property") is Fee Interest; and

WHEREAS, it has been certified to this Board of Education that said contractor has fully completed their work, including all obligations under their contract, and same has been inspected and it complied with the approved plans and specifications, as of the following date:

- Ashron Construction and Restoration, Inc., complete on September 15, 2021.

NOW THEREFORE BE IT RESOLVED, that the work of said contract is accepted as complete by this Board, and the Board authorizes District staff to record the Notice of Completion attached to this resolution as an exhibit.

PASSED AND ADOPTED at the regular meeting of the Board held on October 5, 2021 by the following called vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

CERTIFICATION AND VERIFICATION

I hereby certify that the forgoing is a true and correct copy of a resolution and acceptance entered on the minutes of a meeting of said Board of Education held October 5, 2021 and I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 5, 2021, Danville, California.

Dr. John Malloy
Secretary of the Board of Education of the
San Ramon Valley Unified School District of
Contra Costa County, State of California

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

Erin Hirst, Director of Facilities
SRVUSD
3280 Crow Canyon Road,
San Ramon, CA 94583

WHEN RECORDED MAIL TO:

Renee Kanalakis
SRVUSD, Facilities
3280 Crow Canyon Rd.
San Ramon, CA 94583

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN of completion (per Civil Code §9200) on September 15, 2021, the Contract #2359-21 – Service Center Warehouse Seismic Upgrade (“the Contract”) performed at 3280 Crow Canyon Road, San Ramon, CA 94538 (“the Property”).

The Property is more particularly described as follows: Service Center Warehouse, 3280 Crow Canyon Road, San Ramon, CA 94538.

The above Contract was performed by Ashron Construction and Restoration, Inc., 9801 Orr Road, Galt, CA 95632 (“Contractor”) pursuant to its agreement with the San Ramon Valley Unified School District, Service Center Warehouse, 3280 Crow Canyon Road, San Ramon, CA 94538, owner in fee simple of the Property.

The work of improvement generally consisted of the seismic upgrades to the Service Center Warehouse.

VERIFICATION

I, the undersigned, declare that I am the Superintendent of the San Ramon Valley Unified School District, and that I have read the foregoing notice and know its contents, and that the same is true to the best of my knowledge and belief.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at 699 Old Orchard Drive, Danville, California, this 5th day of October, 2021.

By: _____

Dr. John Malloy
Superintendent
San Ramon Valley Unified School District

SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT
699 Old Orchard Drive, Danville, California 94526

DATE: OCTOBER 5, 2021

**TOPIC: CONSIDERATION OF APPROVAL OF REVISIONS TO THE MEASURE
D MASTER PROGRAM BUDGET**

DISCUSSION: At the September 22, 2021 Facilities Oversight and Advisory Committee (FOAC) meeting, the Finance Subcommittee reviewed the Master Program Budget (MPB) and recommended acceptance by the full committee. The FOAC accepted the amended MPB and the budget changes that are reflected on the MPB Comparison Report and recommends Board approval.

The revised MPB is attached and has been updated to include actual expenditures through June 30, 2021

RECOMMENDATION: Staff recommends the Board approve the revisions to the amended Measure D Master Program Budget which include budget changes that are reflected on the Master Program Budget Comparison Report.

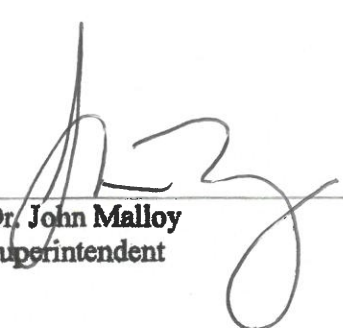
BUDGET IMPLICATIONS: None



Erin Hirst
Director, Facilities



Daniel Hillman
Assistant Superintendent
Business Operations and Facilities



Dr. John Malloy
Superintendent

12.18

Item Number



**San Ramon Valley Unified School District
Measure D Master Program Budget**

Fiscal Period	Measure D Funding		Local Funding		State OTS Grant	State Measure B Funding	Sub-Total Per Fiscal Year	Transfer Balld Involvd To OIP	Total Per Fiscal Year
	Measure D Bond	Measure D Interest	Developer Fee	Other Local					
Per Fiscal Year									
Fiscal Year 2013-2015	74,695,000	65,637					74,760,637	185,637	74,946,274
Fiscal Year 2015-2016		211,331					211,331	(211,331)	0
Fiscal Year 2016-2018	125,000,000	298,278		500,000			125,298,278	(298,278)	125,000,000
Fiscal Year 2018-2019		800,315	404,600		816,151		1,200,866	(800,315)	400,551
Fiscal Year 2019-2020		1,200,850					1,200,850	(1,200,850)	0
Fiscal Year 2020-2021	60,005,000	1,984,754				1,450,000	61,439,754	(1,984,754)	59,455,000
Fiscal Year 2021-2022		1,227,642					1,227,642	(1,227,642)	0
Fiscal Year 2022-2023		297,607			(100,463)		(100,463)	297,607	197,144
Anticipated									
Total Funding	\$ 308,900,000	\$7,616,467	\$ 404,600	\$ 500,000	\$ 716,648	\$ 1,450,000	\$ 318,823,115	\$ (7,616,467)	\$ 311,206,648

Prog ID	Project	Measure D Funding & Interest	State Funding	Other Funding	OTIS Estimate March 31, 2014	Previously Approved 4-16-21	Proposed Current 6-30-21	Type of Estimate	Unspent Encumbrance	Expended To Date	Remaining Budget	Percentage Complete
0504	State Vote	3,161,078		300,000	28,363,312	32,415,795	32,415,795			32,415,795		100%
0525	Call Page Revisions	1,646,442			1,464,250	1,646,442	1,646,442			1,646,442		100%
0522	Del Arroyo Middle Fire Alarm and Intercom	124,050			299,740	124,050	124,050			124,050		100%
0502	DRVHS Classroom Building	6,585,227	411,856		6,916,377	6,916,378	6,916,378			6,916,378		100%
0506	DRVHS OTAC				1,848,335							0%
0532	Lee Canyon Restrooms	48,128			787,080	48,128	48,128			48,128		100%
0524	DRVHS Bleachers	1,748,764			1,828,800	1,748,764	1,748,764			1,748,764		100%
0517	DRVHS Bleachers	1,715,297			1,732,262	1,715,297	1,715,297			1,715,297		100%
0518	New Armstrong Bleachers	1,771,841			2,481,354	1,771,841	1,771,841			1,771,841		100%
0523	DRVHS Bleachers	1,778,038			2,116,851	1,778,038	1,778,038			1,778,038		100%
0529	DRVHS Pool Deck	43,855			308,990	43,855	43,855			43,855		100%
0534	Tassajara Hills Restroom Renovation	59,862			243,860	59,862	59,862			59,862		100%
0509	Twin Creeks Administration Building	2,132,527		424,000	8,215,747	2,336,527	2,336,527		2,336,527		100%	
0517	Twin Creeks Bleachers	843,600			1,581,847	843,600	843,600			843,600		100%
0521	Upgrade Electrical Middle School	151,422			606,305	151,422	151,422			151,422		100%
0538	Call High Restroom Bridges	287,050			300,600	287,050	287,050			287,050		100%
0508	Call High Bleachers Modernization	1,830,880			4,717,187	1,830,880	1,830,880			1,830,880		100%
0523	DRVHS Special Ed Restroom	161,974			271,600	161,974	161,974			161,974		100%
0509	San Ramon Valley High School	27,867,471		1,486,000	29,863,752	28,663,472	28,663,472		28,663,472	233,337		89%
0507	DRVHS Classroom Building	64,340,336		1,450,000	65,790,336	65,790,336	65,790,336		65,790,336	233,337		99%
0507	DRVHS Classroom Building - Bleachers Housing	3,182,142			400,000	3,182,142	3,182,142			3,182,142		100%
0536	DRVHS Classroom Building Phase 2				20,000,000							0%
0530	DRVHS Replace Fire Alarm				854,350							0%
1061	SVMS - Adams Middle School	41,873,290			37,407,470	41,873,290	41,873,290		7,714,835	34,158,455	1,167,635	81%
0501	SVMS - Callahan Renovation	40,458,135			37,187,810	40,458,135	40,458,135		7,714,835	32,743,300	1,167,600	83%
0501	SVMS - Interim Housing	1,200,000			1,200,000	1,200,000	1,200,000			1,200,000		100%
0517	Golden View Modernization	1,814,140			340,000	1,814,140	1,814,140			1,814,140		100%
0517	Golden View Modernization	9,528,287			10,201,180	9,528,287	9,528,287		18,924	9,510,363	0	100%
0515	Mariposa Modernization	9,025,813			8,708,183	9,025,813	9,025,813		183,025	8,842,788	56,202	88%
0511	Rancho Rincón Modernization	4,848,000			7,531,148	4,848,000	4,848,000		(0)	4,848,000	471,204	80%
0510	Vista Grande Modernization	5,087,872			5,023,077	5,087,872	5,087,872		(0)	5,087,872	767,924	83%
0514	Green Valley Modernization	6,185,270			5,961,837	6,185,270	6,185,270			6,185,270	0	100%
0515	Swanstone Valley Modernization	7,015,838			6,656,114	7,015,838	7,015,838		711,800	6,304,038	316,220	91%
Projects in Construction												
0531	Call High Modernize Commons and Kitchen	2,366,800			2,145,600	2,366,800	2,366,800	DR	180,881	878,178	1,488,621	38%
0530	Alamo Modernize Two Classrooms	1,217,500			417,800	1,217,500	1,217,500	D	121,869	109,500	546,700	12%
0516	Charlotte Wood Modernization	10,872,600			11,187,989	10,872,600	10,872,600	D	8,229,720	4,648,080	1,088,811	39%
0541	Twin Creeks Classroom Modernization	6,854,100				6,854,100	6,854,100	B	4,288,600	2,777,483	1,081,188	31%
District Wide Allocation by Type												
0537	ADA Universal Design/Mod	1,176,800			1,176,778	1,176,800	1,176,800	A		297,817	688,783	39%
CRTECH	GIS and Information Technology	7,500,000			7,500,000	7,500,000	7,500,000	A		7,488,523	31,477	100%
0539	Energy Management Systems	1,408,100			1,408,100	1,408,100	1,408,100	A		1,387,761	37,289	97%
0527	Security Cameras	1,010,400			1,010,400	1,010,400	1,010,400	A	84,284	643,063	283,053	64%
Projects No Longer Being Reported												
0535	Tassajara Hills Land Purchase				694,250							0%
0540	Proposition 39 Energy Projects (not Measure D)				450,000							0%
Potential Future Project B Funds (Become Available)												
0530	DRVHS Classroom Building											0%
Projects Subtotal												
		\$ 240,574,622	\$ 411,600	\$ 2,654,000	\$ 223,251,352	\$ 243,430,337	\$ 243,430,337		\$ 17,836,184	\$ 216,626,803	\$ 9,486,424	89%
0500	Measure D Program Expense	15,261,300			13,985,200	15,261,300	15,261,300		0	15,261,300	2,097,715	89%
	Construction Cost Escalation Reserve				32,303,800							12%
	District Wide Interim Housing Reserve	(0)							(0)			0%
	Program Reserve (normally 3% to 5%)											0%
	(Util. 3% of Remaining Project Costs, Interest, Escalation)											0%
Program Expense & Reserved Subtotal												
		\$ 15,261,300			\$ 32,303,800	\$ 15,261,300	\$ 15,261,300		\$ 0	\$ 15,261,300	\$ 2,097,715	89%
Total Project & Program												
		\$ 255,835,922	\$ 411,600	\$ 2,654,000	\$ 256,519,652	\$ 258,691,637	\$ 258,691,637		\$ 17,836,184	\$ 231,858,453	\$ 11,584,139	89%
Program Reserve (Unexpended Funds)												
					\$ 4,933,819							0%
Total Reserve												
												0%

 Under Construction
 Construction Complete or Near Completion
 In Design
 Project Included if funds are available

Budget Changes: PBOC Recommended in Board 6.22.21 - Board Approved 10.28.21

Type of Estimate
 A - Allocation of Funding Only
 R - Rough Order of Magnitude (Very Conceptual)
 D - Design Estimate (more refined but still an estimate)
 B - Current Estimate Based on Project Bid Results

San Ramon Valley USD - Measure D Program Budget
MPB Comparison Report
 Prepared: June 30, 2021
 Expenditures through 6-30-2021

FUNDING			
Type of Funding	Previous Funding	Current Funding	Change
Measure D Bond	200,000,000	200,000,000	-
Interest Income	7,723,808	7,816,497	92,687
Developer Fee	404,000	404,000	-
Other Local	800,000	800,000	-
CTE Grant	411,889	411,889	-
Town of Danville	1,480,000	1,480,000	-
Transfer Measure D Interest Revenue to CIP	(7,723,808)	(7,816,497)	(92,687)
Total Funding	263,065,688	\$ 263,065,688	-

Proj ID	Project	Budget			Expenditures		
		Previously Reported 4-18-21	Current	Change	Previously Reported 4-18-21	Current Expenditures Thru 6-30-21	Change
Completed Projects/Near Completed							
0604	Belle Vista	32,410,785	32,410,785	-	32,410,785	32,410,785	-
0626	Cal High Bleachers	1,046,442	1,046,442	-	1,046,442	1,046,442	-
0622	Del Arroyo Restops Fire Alarm and Intercom	104,086	104,086	-	104,086	104,086	-
0605	DVHS Classroom Building	6,906,915	6,906,915	-	6,906,915	6,906,915	-
0608	DVHS GTAE	-	-	-	-	-	-
0632	Lrs. Carlos Restrooms	46,135	46,135	-	46,135	46,135	-
0604	LVHS Bleachers	1,746,784	1,746,784	-	1,746,784	1,746,784	-
0619	LVHS Bleachers	1,216,267	1,216,267	-	1,216,267	1,216,267	-
0618	Neil Armstrong Seismic	1,721,845	1,721,845	-	1,721,845	1,721,845	-
0625	SRVHS Bleachers	1,778,038	1,778,038	-	1,778,038	1,778,038	-
0628	SRVHS Pool Solar	43,856	43,856	-	43,856	43,856	-
0634	Tamaguna Hills Restorable Renovation	69,082	69,082	-	69,082	69,082	-
0609	Twin Creeks Administration Building	2,636,637	2,636,637	-	2,636,637	2,636,637	-
0617	Wall Dance Seismic	843,680	843,680	-	843,680	843,680	-
0621	Upgrade Electrical Multiple Sites	151,822	151,822	-	151,822	151,822	-
0636	Cal High Pedestrian Bridge	367,066	367,066	-	367,066	367,066	-
0606	Cal High Science Modernization	3,816,708	3,800,680	16,028	3,816,708	3,830,580	13,872
0633	DVHS Special Ed Restroom	161,074	161,074	-	161,074	161,074	-
	San Ramon Valley High School	68,662,478	68,662,478	-	67,930,600	66,960,515	969,915
0607	SRVHS Classroom Building	66,790,836	66,790,836	-	64,768,456	65,427,373	1,541,483
0607	SRVHS Classroom Building-Interim Housing	3,162,142	3,162,142	-	3,162,142	3,162,142	-
0638	SRVHS Classroom Building Phase 2	-	-	-	-	-	-
0620	SRVHS Replace Fire Alarm	-	-	-	-	-	-
	Stone Valley Middle School	43,673,269	43,673,269	-	38,278,697	36,290,667	11,980
0601	SVMS	40,469,168	40,469,168	-	39,864,741	38,975,736	11,000
0601	SVMS - Cafeteria Renovation	1,200,000	1,200,000	-	-	-	-
0601	SVMS - Interim Housing	1,914,140	1,914,140	-	1,914,140	1,914,140	-
0612	Cotton View Modernization	9,927,782	9,928,262	480	9,911,837	9,912,337	800
0613	Montevideo Modernization	9,936,913	9,936,913	-	9,913,869	9,916,964	2,827
0611	Rancho Romero Modernization	4,686,000	4,686,000	-	4,214,766	4,214,766	-
0610	Vista Grande Modernization	5,067,672	5,067,672	-	4,324,864	4,326,689	1,825
0614	Green Valley Modernization	8,183,270	8,183,270	-	8,183,270	8,183,270	-
0616	Sycamore Valley Modernization	7,065,836	7,065,836	-	6,910,600	6,459,302	148,612
Projects in Construction							
0631	Cal High Modernize Commons and Kitchen	2,366,800	2,366,800	-	634,694	676,178	41,484
0630	Alamo Modernize Two Classrooms	1,217,800	1,217,800	-	82,668	180,985	117,722
0616	Charlotta Wood Modernization	10,572,900	10,572,900	-	1,661,669	4,946,069	2,968,000
0641	Twin Creeks Classroom Modernization	8,864,100	8,864,100	-	1,610,484	2,777,453	968,969
District Wide Projects							
0637	ADA Upgrades District-Wide	1,176,800	1,176,800	-	237,017	237,017	-
CRTECH	CR and Infrastructure Technology	7,600,000	7,600,000	-	7,456,484	7,460,623	32,000
0629	Energy Management Systems	1,406,100	1,406,100	-	1,367,791	1,367,791	-
0627	Security Cameras	1,010,400	1,010,400	-	662,638	843,068	180,430
Projects Subtotal		243,430,367	243,437,318	6,951	211,643,776	216,629,693	4,985,918
0500	Measure D Program Expense	15,265,300	15,265,300	-	12,806,640	13,264,167	367,647
	Construction Cost Escalation Reserve	-	-	-	-	-	-
	District Wide Interim Housing Reserve	-	-	-	-	-	-
	Program Reserve	-	-	-	-	-	-
Program Expenses Subtotal		15,265,300	15,265,300	-	12,806,640	13,264,167	367,647
Total Project & Program		258,695,667	258,702,618	6,951	224,450,416	229,893,860	5,383,965
Program Balance (Unassigned Budgets)		4,370,021	4,363,072	(6,949)	-	-	(6,949)
Total Program		263,065,688	263,065,688	0	-	-	-

San Ramon Valley Unified School District

699 Old Orchard Drive, Danville, California, 94526

DATE: October 5, 2021

TOPIC: CONSIDERATION OF APPROVAL OF APPOINTMENT OF MEMBERS TO SERVE ON THE PARCEL TAX OVERSIGHT COMMITTEE

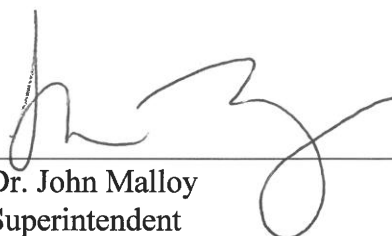
DISCUSSION: The term for Parcel Tax Oversight Committee (PTOC) members expired effective March 2021. New members will serve from appointment through March 2023. According to the bylaws of this committee, members are allowed to serve for no more than two consecutive terms.

A public notice was placed in the local newspapers, and communication via the district website, PTA, school newsletters, etc. began on August 25, 2021. A total of 11 applications were received and considered by the Board President and Board Liaison to the PTOC. The following applicants are being brought forward for your consideration:

<i>Term 2021 – 2023</i>
David Ash - member
Diane Manske - member
Scott Reider - member
Karen Robman - member
Adrienne Cummings - alternate

RECOMMENDATION: Approve four members and one alternate to serve on the Parcel Tax Oversight Committee (PTOC) for the 2021–2023, 2-year term.

BUDGET IMPLICATIONS: N/A



Dr. John Malloy
Superintendent

12.19 Item Number
