



Liberty Union High School District  
20 Oak Street  
Brentwood, CA 94513

May 26, 2021  
Regular Board Meeting  
MINUTES

*Approved  
6/9/21*

Electronic agenda [linked here](#).  
Live video conference [linked here](#) available at the start of the meeting the day of Board Meeting.

**This meeting is being held in-person at the  
Freedom High School Multi-purpose Room,  
1050 Neroly Rd., Oakley CA 94561.  
All public comments will be made in-person**

## 1. NOTICES

1.01 PUBLIC RECORDS NOTICE: Any writings or documents that are public records and are provided to a majority of the governing board regarding an open session item on this agenda will be made available for public inspection in the District Office located at 20 Oak Street, Brentwood, California during normal business hours.

1.02 AMERICANS with DISABILITIES ACT NOTICE: In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications or accommodations, including auxiliary aids, or services, in order to access the Board meeting room, access written documents being discussed at the Board meeting, or to otherwise participate in the public meetings of the District's governing board, please contact the office of the Superintendent at (925) 634-2166 x2025. Notification 72 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Please turn off any electronic paging device or cell phone.

1.03 TITLE IX: The Liberty Union High School District does not discriminate on the basis of race, color, national origin, sex, or disability.

## 2. CALL TO ORDER

At 5:02 p.m., President Allred called the meeting to order, all members except Mr. Stonebarger were present. The board appointed Tamely Hawley as Board Clerk in Mr. Stonebarger's absence.

### 2.01 Roll Call

Pauline Allred  
Roy Ghiggeri  
Tamela H. Hawley  
Yolanda Mendrek  
Erick Stonebarger

## 3. SPECIAL SESSIONS

### 3.01 GENERAL PUBLIC COMMENT ON ANY CLOSED SESSION ITEM:

An information sheet with procedures for public input is available on the table near the entrance to the Freedom High School Multi-Purpose Room. The Board may limit public comments to 5 minutes per speaker and 30 minutes total per subject pursuant to Board Policy 9323. The Board values all input from the public; however, the practice is to not respond immediately to public comments. An additional opportunity is provided later in the agenda for public comment on remaining agenda items or non-agenda items and comments during public hearing(s).

3.02 Public Comments

There were no public comments and the Board recessed to closed session at 5:03 p.m.

3.03 Closed Session

1. Public Employee Discipline/Dismissal/Release/Complaint (Govt. Code § 54957)
2. Conference with Legal Counsel - Anticipated Litigation (Govt. Code § 54956.9(d)(2))  
Significant Exposure to Litigation: One Matter (s)
3. Conference with Legal Counsel - Existing Litigation (Govt. Code § 54956.9)  
Contra Costa County Superior Court Case No. C20-00800  
Anu McKinney, By and Through His Guardian Ad Litem Tamika Silverand vs. Mark Joseph Maggiore, Maggiore Farms, F. A. Maggiore & Sons, LLC, The Maggiore Family Company, LLC, Elizabeth Anne Augusto Miller, Brentwood Union School District, Brentwood Union Elementary School District, Liberty Union High School District, Contra Costa Special Education Local Plan Area (SELPA), Contra Costa County Office of Education, And DOES 1-100
4. Conference with Legal Counsel - Existing Litigation (Govt. Code § 54956.9(a))  
Contra Costa County Superior Court Case No. C19-00485  
Austin Swope, Britt Swope, and Camille Swope, v. Liberty Union High School District, La Paloma High School, Deborah Souza and DOES 1-20, inclusive
5. Conference with Legal Counsel – Existing Litigation (Govt. Code § 54956.9(a))  
United States District Court Northern District of California Case No. 4:21-cv-00750  
Lamont Francies vs. Liberty Union High School District, and DOES 1-20, inclusive
6. Conference with Real Property Negotiator (Govt. Code § 54956.8)  
Property: Sellers Property - APN#s 018-310-011, 012, 013, 014  
Kellogg Property - APN#s 011-210-026, 027, 028  
Agency Negotiators: Eric Volta/Liz Robbins  
Negotiation Parties: Liberty Union High School District/TBD  
Under Negotiations: Land Use
7. Conference with Labor Negotiator (Govt. Code § 54957.6)  
Agency Designated Representative: Eric Volta; Denise Rugani  
Employee Organizations: California School Employees Association, Chapter 238  
Liberty Education Association  
Unrepresented Employees

3.04 Open Session

The Board returned to open session at 6:17 p.m.

3:05 District Recognition

The Board recognized the Class of 2021 Valedictorians and Salutatorians, the District Retirees, and the District Employees of the Year.

#### 4. OPENING PROCEDURES

At 7:40 p.m., President Allred initiated opening procedures; all members were present. Mr. Stonebarger joined the meeting at 7:15 p.m. President Allred reported that in closed session the Board took action to:

1. Approve to terminate a certain classified employee by a vote of 4 (Mrs. Allred, Mr. Ghiggeri, Dr. Hawley, Mrs. Mendrek) – 0 vote, with 0 abstentions.
2. There was no other reportable actions taken in closed session.

##### 4.04 Pledge of Allegiance

##### 4.05 PROCEDURES FOR PUBLIC COMMENT:

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##### 4.06 Consider Agenda

Action: Motion was made by Mr. Stonebarger and seconded by Mrs. Mendrek to approve 4.06. Passed with a 5 (Mrs. Allred, Mr. Ghiggeri, Dr. Hawley, Mrs. Mendrek, Mr. Stonebarger) – 0 vote.

##### 4.07 Consider Approval of Regular Board Meeting Minutes of May 12, 2021

Action: Motion was made by Mrs. Mendrek and seconded by Mr. Ghiggeri to approve 4.07. Passed with a 5 (Mrs. Allred, Mr. Ghiggeri, Dr. Hawley, Mrs. Mendrek, Mr. Stonebarger) – 0 vote.

#### 5. COMMUNICATIONS

##### 5.01 Public Comments

Charlotte Sneed, Track and Field coach from Heritage High School, commented on student disciplinary actions.

##### 5.02 Student Board Representatives

Student Board Representatives, Chris Mari, La Paloma; Lauryn Coleman, Independence; Sara Friend, Freedom; and Mateo Valdillez, Heritage thanked the Board for the opportunity to represent their schools and shared year-end events and activities. President Allred presented them with a plaque and district pin. She thanked them for their service and commitment and noted that the Board looked forward to their reports each meeting and wished them well in future endeavors.

##### 5.03 Staff Comments – None.

##### 5.04 Superintendent's Report

Mr. Volta reported that many of our stakeholders are interested in next year and what it will look like. From the health agency perspective, we are waiting until or around June 15 to hear what changes will be made to the CDPH and CalOSHA guidelines for schools and we won't hear from the state until the last week of June regarding what other mandates will have to be met.

Mr. Volta Highlighted the last meeting with CCHS and our state lobbyist regarding COVID restrictions: There still may be a 3ft. distancing and masking mandate. Close contact quarantines may still continue (not if you are vaccinated and are asymptomatic).

He further commented that the state is looking at changing the rules for independent study programs to discourage Distance Learning. He reported a 5.06 % COLA for next year to address this and next year. There will be a larger portion of LCFF for "concentration districts" lobbyists are working to allocate the money more evenly.

Mr. Volta ended by congratulating to all those recognized.

Mr. Rognlien, Independence High School, reported that they will honor 130 graduates at the graduation ceremony and 30 are Adult Education.

Mrs. Harper, Liberty High School, reported on the success of their 'Senior Event' and that the upcoming week is 'Senior Send Off Week'. She announced that June 2, the City of Brentwood will be unveiling the PADA project.

Mr. Bursch, Freedom High School, reported they also had a successful 'Senior Event'. He announced BVAL Champs, Wrestling, Soccer and Singles Boys Tennis. He reported that Freedom will be holding a vaccine clinic the week of June 1 through June 5. Mr. Bursch thanked the board for the opportunity to act as interim principal.

Mrs. Wells, Heritage High School, reported their WASC visit in November will be virtual. She highlighted the new E-Sports Club and its success.

Mr. Holland, La Paloma High School, reported they will honor 56 graduates this year and they are currently scheduling counseling appointments with juniors to go over credits.

#### 5.05 Board Comments

The board thanked all the retirees for their many years of service to students and the district. They further congratulated the Employees of the Year and the Valedictorians and Salutatorians. Mr. Ghiggeri congratulated all those seniors who had a challenging year. Mrs. Allred thanked all the local scholarship donors.

## 6. PRESENTATION

### 6.01 Presentation of 2020-2021 Local Control Accountability Plan (LCAP) Process

Eric Faulkner explained the LCAP process.

### 6.02 Presentation of Resolution 2021-12: School Facilities Needs Analysis, Adopting Alternative School Facility Fees

Justin Bjorgan, Vice President of Key Analytics, presented the information and analysis on the School Facilities Needs Analysis, Adopting Alternative School Fees.

## 7. PUBLIC HEARING

### 7.01 Conduct hearing of the 2020-2023 Contract Successor Agreement Re-Opener Proposal of the Liberty Union High School District to the California School Employees' Association, Chapter 238

Denise Rugani highlighted the proposals that were presented at May 12, 2021 Board meeting. At 8:33 p.m. the hearing was opened; there were no comments and the hearing was closed.

7.02 Conduct Public Hearing for the Adoption of Resolution 2021-12: Board of Trustees of the Liberty Union High School District Approving the School Facilities Needs Analysis, Adoption of Alternative School Facility Fees in Compliance with Government Code Sections 65995.5, 65995.6, 65995.7  
At 8:34 p.m. the hearing was opened; there were no comments and the hearing was closed.

7.03 Conduct Public Hearing to Consider Public Input Regarding Composition of the Trustee Areas Prior to Initiating the Map-Drawing Process Beginning with the 2022 School Board Election  
David Soldani, Attorney, Atkinson, Andelson, Loya, Ruud & Romo, reviewed the Map-Drawing Process for Composition of the Trustee Areas. At 8:54 p.m. the hearing was opened; there were no comments and the hearing was closed.

## 8. CONSENT AGENDA

Action: Motion was made by Mr. Stonebarger and seconded by Mrs. Mendrek to approve item 8.01 through 8.16. Passed with a 5 (Mrs. Allred, Mr. Ghiggeri, Dr. Hawely, Mrs. Medrek, Mr. Stonebarger) - 0 vote.

8.01 Consider Approval of the Personnel Report No. 05 26 2021

8.02 Consider Approval of the Learning Loss Intervention Personnel Report 05 26 2021

8.03 Consider Approval of Extra Duty Stipends

8.04 Consider Approval of Updated Classified Confidential Job Description: Personnel Analyst

8.05 Consider Approval of Variable Term Waiver for Certificated Teacher(s): English Learners Authorization

8.06 Consider Request of Two (2) Permanent Exemptions for Physical Education Graduation Requirements

8.07 Consider Approval of an Individual Service Agreement for Nonpublic School Services with Pine Hill School

8.08 Consider Approval of 2021-2024 Triennial Update of the Contra Costa Countywide Plan for Provision of Educational Services to Expelled Students

8.09 Consider Approval of Contract with Schoolworks, Inc., for a Census Data Analysis and Trustee Area Boundary Study

8.10 Consider Approval of Contract with Schoolworks, Inc., for the 2021-22 Annual Update of Demographic Services and Enrollment Projections

8.11 Consider Approval of Amendment No. 2 to the Joint Facility Use Agreement between the City of Brentwood and the Liberty Union High School District

8.12 Consider Declaration of Surplus - Technology

8.13 Consider Declaration of Surplus - Freedom and Heritage Library Books

8.14 Consider Approval of Prime Contract Change Order #009 from SW Allen Construction for the Freedom High School Performing Arts and CTE Facility

8.15 Consider action of 2021-22 Fall Semester re-admission of students who have met conditions of expulsion order, as recommended by the Superintendent

8.16 Consider Action of 2021-22 Interdistrict Transfer Requests as Recommended by the Superintendent

**9. ADMINISTRATIVE ACTION**

9.01 Consider Approval of Provisional Internships Permit(s) for Certificated Personnel

Denise Rugani provided information on the Provisional Internship Permit.

Action: Motion was made by Mr. Ghiggeri and seconded by Dr. Hawley to approve item 9.01. Passed with a 5 (Mrs. Allred, Mr. Ghiggeri, Dr. Hawely, Mrs. Medrek, Mr. Stonebarger) – 0 vote.

9.02 Consider Approval of Two (2) New Course of Study Proposals for Implementation in the 2021-22 School Year: Culinary Arts II; Advanced Percussion Ensemble Studies

Mr. Faulkner highlighted the new course of studies.

Action: Motion was made by Mr. Ghiggeri and seconded by Mrs. Mendrek to approve item 9.02. Passed with a 5 (Mrs. Allred, Mr. Ghiggeri, Dr. Hawely, Mrs. Medrek, Mr. Stonebarger) – 0 vote.

9.03 Consider Adoption of Resolution 2021-12: Board of Trustees of the Liberty Union High School District Approving the School Facilities Needs Analysis, Adoption of Alternative School Facility Fees in Compliance with Government Code Sections 65995.5, 65995.6, 65995.7

Liz Robbins provided information on the resolution.

Action: Motion was made by Mrs. Mendrek and seconded by Dr. Hawley to approve item 9.03. Passed with a 5 (Mrs. Allred, Mr. Ghiggeri, Dr. Hawely, Mrs. Medrek, Mr. Stonebarger) – 0 vote.

9.04 Consider Approval of the Expanded Learning Opportunity Grant Plan

Action: Motion was made by Mr. Ghiggeri and seconded by Mrs. Mendrek to approve item 9.04. Passed with a 5 (Mrs. Allred, Mr. Ghiggeri, Dr. Hawely, Mrs. Medrek, Mr. Stonebarger) – 0 vote.

**10. POLICIES AND AMENDMENTS**

10.01 First Reading of Revised and New Board Policies and Administrative Regulations:

- BP/AR 6152.1- Placement in Mathematics Courses
- BP 6145 Extracurricular/Co-curricular Activities
- BP/AR 6159 Individualized Education Program (Sp. Ed.)
- BP/AR 6159.1 Procedural Safeguards/Complaints (Sp. Ed.)
- BP/AR 6159.2 Nonpublic, Nonsectarian School/Agency (Sp. Ed.)

Mr. Faulkner highlighted the revised and new board policies and administrative regulations.

10.02 Consider Approval of Revised Board Policy and Administrative Regulation:

- BP/AR 6145.2 Athletic Competition

Action: Motion was made by Dr. Hawley, motion fell due to no second motion.

**11. DISCUSSION**

Dr. Hawley would like a discussion on the athletic policy for student discipline and gender equality.



**12. SPECIAL SESSION(S) CONTINUED**

At 9:09 p.m. the Board recessed the meeting to closed session.

12.01 Closed Session

12.02 Open Session

At 9:33 p.m. the Board returned to open session. Mrs. Allred reported that no reportable action was taken in closed session.

**13. ADJOURNMENT**

The meeting was adjourned.

Respectfully submitted,



Eric Volta  
Superintendent

