



Happy Valley Elementary School District
Board of Trustees

Regular Board Meeting Minutes

**October 12, 2021 – Happy Valley Elementary School
17480 Palm Ave., Anderson, CA 96007**

5:30 p.m. – Closed Session - Elementary Library

6:00 p.m. – Open Session - Elementary Cafeteria (Meeting moved to Gymnasium)

7:00 – 7:30 p.m. Closed Session - Elementary Library

CLOSED SESSION – 5:30 PM Elementary Library

- 1.0 Call to Order @ 5:32 p.m.**
- 2.0 Roll Call –** Tim Garman, Ben Swim, Cheryl Frazer – Present
Nate Echols, Carla Perry - Absent
- 3.0 Public Comment on Closed Session -** The public is invited to address the Board regarding items that are listed under the closed session agenda. Speakers are limited to three minutes each. The Board is not allowed under law to take action on matters that are not on the Agenda.
 - 3.1 Public Comment Session Opened @ 5:33 p.m.
 - 3.2 Items in Closed Session - None
 - 3.3 Public Comment Session Closed @ 5:33 p.m.
- 4.0 Closed Session - ***Carla Perry arrived @ 5:45 p.m.**
 - 4.1 Public Employee Discipline/Dismissal Release (§54957)
- 5.0 Adjourn Closed Session and Convene Open Session**

On a motion by Cheryl Frazer, seconded by Ben Swim the board voted 4-0 to adjourn Closed Session and convene Open Session @ 5:55 a.m.

OPEN SESSION – 6:00 PM Elementary Gymnasium

- 6.0 Pledge of Allegiance led by Tim Garman**
- 7.0 Approval of Agenda –**

On a motion by Ben Swim, seconded by Cheryl Frazer, the board voted 4-0 to approve the agenda.

8.0 Report from Closed Session – Nothing to report

9.0 Presentation – None

10.0 Communications to the Board - None

11.0 Public Comment – Public Session Items not on the agenda, but within the jurisdiction of this body, may be addressed at this time or be submitted to the Superintendent in writing for Board consideration as an agenda item. Items not on the agenda are restricted in response and action by the Board and its members. A three-minute limit is set for each speaker on all items. The total time for public input on each item is limited to 20 minutes (Government Code 54952). In order to protect the rights of all involved, complaints about employees should be addressed through the District complaint process. Speaking about a personnel issue at a Board meeting may prevent the Board from being able to act on it. Please see an administrator to initiate the complaint process.

****Tim Garman asked the audience to hold comments on Items on the Agenda until the topics came up in the Discussion/Action section.**

11.1 Public Comment Session Opened @ 6:04 p.m.

11.2 Items on the Agenda – None

11.3 Items not on the Agenda – None

11.4 Items in Closed Session – None

11.5 Public Comment Session Closed @ 6:04 p.m.

12.0 Consent Agenda - Consent Agenda items are expected to be routine and non-controversial. They will be acted upon by the Board at one time without discussion. **Board Members may request that an item be removed from the Consent Agenda for later discussion.**

12.1 Approval of Minutes for Regular Board Meeting September 14, 2021 and Special Board Meeting September 21, 2021

12.2 Approval of Warrants September 1 – 30, 2021

12.3 Approve Quarterly Williams Report – July – Sept. 2021

On a motion by Cheryl Frazer, seconded by Ben Swim, the board voted 4-0 to approve the Consent Agenda.

13.0 Personnel: None at this time

14.0 Discussion/Action Items

14.1 Discussion/Action: Review and Re-approve 2021/22 LCFF Budget Overview for Parents

Beth Roberts reported to the board the year to date numbers were not updated in the LCAP causing the numbers to change.

On a motion by Ben Swim, seconded by Cheryl Frazer, the board voted 4-0 to approve the amended 2021/2022 LCFF Budget Overview for Parents.

14.2 Discussion/Action: Approve Annual Update 2021/22 Local Control and Accountability

Plan (LCAP)

Beth Roberts explained to the board the numbers based off the LCAP from the previous year did not get carried over and the Annual LCAP Updated will need to be re-approved.

On a motion by Ben Swim, seconded by Cheryl Frazer, the board voted 4-0 to approve Annual Update 2021/22 Local Control and Accountability Plan (LCAP)

14.3 Discussion/Action: Approve ESSER III Expenditure Plan

Beth Roberts explained the following: the plan addresses the mitigation of learning loss; input has been given by our stakeholders including staff and students; there are specific categories in the plan on what the district can spend the money on.

On a motion by Cheryl Frazer, seconded by Carla Perry, the board voted 4-0 to approve the ESSER III Expenditure Plan.

14.4 Discussion/Action: Approve Increase for Substitute Pay

Beth Roberts told the board that Shasta County schools have increased their substitute pay to attract substitutes and it is working. Mrs. Roberts recommends the board approves an increase of \$25, from \$125 per day to \$150 per day for the 2021/22 school year so we can attract more substitutes, especially since we are farther out. Responding to board member questions, Mrs. Roberts stated the increased cost to the district would be \$7800.00.

On a motion by Ben Swim, seconded by Cheryl Frazer, the board voted 4-0 to approve the increase for substitutes for the 2021/22 school year.

14.5 Discussion/Action: Staff Testing

Board members Tim Garman and Ben Swim spoke in regards to staff testing. Both board members stated they believe that if testing is going to be a requirement that all staff should test regardless of vaccination status. Mr. Garman stated the vaccinated can contract Covid and infect others just the same as the unvaccinated and the District should know who is positive regardless of their status. There are also concerns of segregation once you start dividing groups by who is vaccinated and who is not.

Ben Swim and Cheryl Frazer asked what happens if the District runs out of tests due to testing all staff. Shelly Craig replied the District is unable to purchase enough tests to test all staff every week. There may be a possibility of petitioning the state for more tests. She also commented that she has asked staff members who refuse to test to make an appointment with her to discuss the situation further.

No members of the audience spoke regarding staff testing.

On a motion by Carla Perry, seconded by Cheryl Frazer, the board voted 4-0 to approve the Covid testing of all staff members regardless of vaccination status.

14.6 Discussion/Action: Vaccine Mandates - Staff

Prior to community members taking the floor, board members addressed the community

regarding their personal opinions on the vaccine mandates for staff members.

Ben Swim stated the following: he feels it is very important the District does not comply with this mandate; it is not the District's responsibility to mandate vaccines for employment; when he decided to join the Board, he took an oath to the constitution and this mandate goes against the constitution; if the board waits to discuss the mandates it will do more harm than good; he is not anti-vac but he is pro-choice.

Tim Garman stated the following: he agrees with the points that Ben Swim made and added that he cannot in good conscience take someone's job. It is not his place to say who should take the shot or not. The State of Emergency was issued in March of 2020, This pandemic no longer fits the definition of an emergency.

Shelly Craig commented there could be possible ramifications from Cal/OSHA, SCOE (Shasta County Office of Education), Shasta Public Health, and California Department of Public Health. She recommends the Board considers what is being said and wait until it is a law before they act. The focus needs to be on the students right now.

Cheryl Frazer said that even though the mandate is not in place at this time, it will be eventually and we should not let fear rule what we do. She understands and respects what Shelly Craig is saying but she wants the community and staff to know the Board has their backs.

Community members:

Brice Beckman – It is refreshing to hear what the board has to say. You need to make a stand and vote on it. You don't want to lose the confidence of your staff. Once you do, you won't get it back.

Rick Moll – If we lay down we are paving the way for the government to do what they want. We need to just say NO.

Heather Sauder – I am a teacher. It is not right for employees to have to take a vaccine to keep their employment. We love the children that we teach and we don't want to lose our jobs.

Jennie Householder – We are powerful as a community. 65 – 80 % of parents will pull their students over the vaccine mandates. Despite the legal ramifications, do you want to be known as right or do you want to be known as someone without a spine? What is happening is morally wrong.

Renee Minor – How many staff will you lose before you lose them anyway? Parents will pull their students out.

The Board members thanked the community for their comments.

On a motion by Ben Swim, seconded by Cheryl Frazer, the board voted 3-1 to refuse to comply with non-voluntary Covid-19 vaccine mandates now or in the future.

Tim Garman, Ben Swim, Cheryl Frazer – Yes
Carla Perry - No

Prior to community members taking the floor, board members addressed the community regarding their personal opinions on the vaccine mandates for students.

Ben Swim commented that everything he said in regards to the mandates for staff is the same for the mandates for students but he feels this vote is even more important than the vote for staff.

Tim Garman commented that he hopes and prays this goes to the courts. He feels this is being rushed and we need to protect our children.

Cheryl Frazer commented that as a mom this is her choice to make for her children. The 10 (ten) vaccines that are required for children have been around for a long time. She knows people who have been vaccinated and are getting sick. We don't know all the risks yet and it is not right to say if students don't get the vaccination then they don't get an education.

No public comments were made at this time.

On a motion by Ben Swim, seconded by Cheryl Frazer, the board voted 4-0 to refuse to comply with non-voluntary Covid-19 vaccine mandates now or in the future.

Tim Garman, Ben Swim, Cheryl Frazer, Carla Perry - Yes

- 14.8 Discussion: ACSA Educational Institution Service for School Board Members – Cost is no longer based on ADA and has increased from \$200 per year to \$1000 per year

The board is not interested in the renewal of this service at this time.

15.0 Information/Discussion Items

- 15.1 Community/Staff/District (suggested 2 minutes maximum per presenter)

- a) Community – The following events were reported: the PTA yard sale will be held in the school parking lot this weekend; volleyball tournaments have been taking place; PTA cookie dough sells are ongoing.
- b) Certificated Staff – None
- c) Classified Staff – None
- d) Board Members – Cheryl Frazer reported 4-H is going strong. Their regular meeting has been re-scheduled to next Monday. Students are looking for community projects.
- e) Primary Site Update – Karen Maki reported the following: Parent/Teacher conferences took place last week; Cross-Country has two more meets, tomorrow and Friday; Walk to School day was last week; PTA is selling cookie dough; 300 pumpkins have been donated to the school to create a “pumpkin patch” for the students.
- f) Elementary Site Update – Shelly Craig reported the following: basketball tryouts were held today; plans for the ESSER funds are being worked on; Emergency Operations plans are being dialed in; the District has generators on order for the PSPS days.

- 15.2 Superintendent Update – No update at this time

15.3 Business Manager Update – Beth Roberts reported the following: the auditors will be campus October 25th; the District received a \$1000 fine for the elementary site going 100 units over its water usage allotment. The primary site was under. Ben Swim stated there is a protest letter that can be filled out and turned into the water company if you receive a fine; North Cow Creeks Superintendent is leaving at the end of November to start a new job. The contract between Happy Valley and North Cow for business services goes through 2022/23.

15.4 Enrollment Update as of October 8, 2021 – 470 Students including Community Day School and Independent Study

16.0 Next Meetings

November 09, 2021 – 6:00 p.m. – Regular Meeting - Happy Valley Elementary Cafeteria – 6:00 p.m.

December 14, 2021 – 6:00 p.m. – Regular Meeting - Happy Valley Elementary Cafeteria – 6:00 p.m.

January 11, 2022 - 6:00 p.m. – Regular Meeting - Happy Valley Elementary Cafeteria – 6:00 p.m.

17.0 Adjourn Open Session and Convene Closed Session

On a motion by Cheryl Frazer, seconded by Ben Swim, the board voted 4-0 to adjourn open session and convene closed session @ 7:10 p.m.

CLOSED SESSION – 7:30 PM

18.0 Closed Session

18.1 Public Employee Performance Evaluation (§54957) Title: Superintendent/Principal

18.2 Public Employee Discipline/Dismissal Release (§54957)

19.0 Adjourn Closed Session and Convene Open Session

On a motion by Cheryl Frazer, seconded by Ben Swim, the board voted 4-0 to adjourn closed session and convene open session @ 7:40 p.m.

20.0 Report from Closed Session – No report from Closed Session

21.0 Adjournment of Regular Board Session

On a motion by Cheryl Frazer, seconded by Ben Swim, the board voted 4-0 to adjourn Open Session @ 7:41 p.m.

Approved November 9, 2021

Clerk of the Board