



El Camino Charter High School

Special Board Meeting

Date and Time

Wednesday January 12, 2022 at 4:30 PM PST

Location

Virtual

SPECIAL BOARD MEETING

For board meeting materials, please go to the school's main office, or call (818) 595-7500. Some board meeting materials are also posted on the school's website (<https://ecrchs.net> - click the ECR Board tab).

VIRTUAL BOARD MEETING

VIRTUAL BOARD MEETING The meeting of the Board of Directors will take place via a virtual/teleconferencing environment based on the following:

1. California Assembly Bill 361, signed into law on September 16, 2021;
 2. Governor Newsom's State of Emergency Declaration issued on March 4, 2020;
- and
3. County of Los Angeles Department of Public Health's recommendation that social distancing be maintained in schools.

To join the virtual Board meeting, please register through GoToWebinar at:

Registration URL: <https://attendee.gotowebinar.com/register/5629936460533420814>

Webinar ID: 308-163-307

You must register for the event (note you do not need to enter your legal name to participate). Once registered, you can attend the meeting through the online link, or by telephone (a call-in number and audio PIN will be provided after you register and prior to the meeting).

PUBLIC COMMENTS

If you would like to make a public comment during the Public Comment section or during an agenda item, you may do so in two ways: (1) click the "Raise Hand" icon on the control panel; or (2) email your comment to comment@ecrchs.net and your comment will be read on the record.

IMPORTANT NOTE REGARDING SENDING IN A WRITTEN COMMENT:

For anyone who wishes to send in a written comment to be read during Public Comments, you are strongly encouraged to email your comment to the aforementioned email address at least one (1) hour prior to the Official Board Meeting start time (e.g., by no later than 3:30 p.m. for a 4:30 p.m. Board Meeting start time). Otherwise, there is no guarantee that your comment will be viewed and read during Public Comments. If your written comment is received and is expected to be read on the record, your name and title/role will also be read on the record. If you wish to not have your name read on the record, please indicate so in your email.

Please note that, in order to conduct an orderly meeting, all members of the public will be placed on mute during the Board meeting, except during public comments. Note that for those who elect to participate through the call-in number, you will not have the option of being unmuted during the meeting.

The Public Comments agenda item is set aside for members of the audience to raise issues that are not specifically on the agenda. However, due to public meeting laws, the Board can only listen to your issue, not respond or take action. The Board may give direction to staff to respond to your concern or you may be offered the option of returning with a citizen-requested item. These presentations are limited to three (3) minutes and total time allotted to non-agenda items will not exceed thirty (30) minutes. A member of the public who requires the use of a translator, in order to receive the same opportunity as others to directly address the Board, shall have twice the allotted time to speak. When addressing the Board, speakers are requested to adhere to the time limits set forth. In order to maintain allotted time limits, the Board Chair may modify speaker time allocations or the total amount of allotted time for an item.

Consent Agenda: All matters listed under the consent agenda are considered by the Board to be routine and will be approved/enacted by the Board in one motion in the form listed below. Unless specifically requested by a Board member for further discussion or removed from the agenda, there will be no discussion of these items prior to the Board votes on them. The Executive Director recommends approval of all consent agenda items.

In compliance with the Americans with Disabilities Act (ADA) and upon request, El Camino Real Alliance may furnish reasonable auxiliary aids and services to qualified individuals with disabilities. Requests for disability related modifications or accommodations shall be made 24 hours prior to the meeting to David Hussey, in person, by email at comment@ecrchs.net, or by calling (818) 595-7500.

Agenda

	Purpose	Presenter	Time
I. Opening Items			4:30 PM
Opening Items			
A. Call the Meeting to Order		Brad Wright	1 m
B. Record Attendance and Guests		Kurt Lowry	1 m
C. Pledge of Allegiance		David Hussey	2 m

	Purpose	Presenter	Time
D. Public Comments		Public	5 m
II. Consent			4:39 PM
A. Approve Minutes of December 16, 2021, Regular Board Meeting	Approve Minutes	Brad Wright	1 m
III. School Business			4:40 PM
A. Discussion of and Vote on Adoption of LAUSD's Student Vaccine Policy	Vote	David Hussey	10 m
ECRA Board will discuss and then vote on the adoption of the LAUSD's Mandatory COVID-19 Student Vaccination Policy.			
IV. Closing Items			4:50 PM
A. Adjourn Meeting	Vote	Brad Wright	1 m

Coversheet

Approve Minutes of December 16, 2021, Regular Board Meeting

Section: II. Consent
Item: A. Approve Minutes of December 16, 2021, Regular Board Meeting
Purpose: Approve Minutes
Submitted by:
Related Material: Minutes for Regular Board Meeting on December 16, 2021

APPROVED



El Camino Real Charter High School

Minutes

Regular Board Meeting

Date and Time

Thursday December 16, 2021 at 4:30 PM

Location

Virtual Meeting

REGULAR BOARD MEETING

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Directors Present

Brad Wright (remote), Daniela Lopez-Vargas (remote), Danielle Malconian (remote), John Perez (remote), Linda Ibach (remote), Steven Kofahl (remote)

Directors Absent

None

Guests Present

Alexaramirez7@gmail.com (remote), David Hussey (remote), Gregory Wood (remote), Kurt Lowry (remote), m.clark@ecrchs.net (remote)

I. Opening Items

A. Call the Meeting to Order

Brad Wright called a meeting of the board of directors of El Camino Real Charter High School to order on Thursday Dec 16, 2021 at 4:32 PM.

B. Record Attendance and Guests

NOTE: Member Alexandra Ramirez is an official voting Member of the ECRA Board whose settings had not yet been updated via the BoardonTrack platform here, so her votes are recorded in the Discussion Section following each vote. Dr. Lowry will ensure that Member Ramirez's BoardonTrack settings are updated accordingly in time for subsequent meetings.

Quorum established 7-0.

C. Pledge of Allegiance

Ms. Ramirez led the meeting members and attendees in the Pledge of Allegiance.

D. Public Comments

At the time Mr. Wright had asked Dr. Lowry whether or not any public comments had been submitted or requested, Dr. Lowry noted that no public comments had been submitted in writing per agenda instructions and no meeting attendee had requested to make a public comment at the time he had scrolled through the attendees settings.

Mr. Wright noted that it was important for the public to have their voices heard.

Mr. Perez informed the Board of his resignation effective immediately in a statement during public comments in which he stated that he had decided to resign due to the alleged failure of the ECRA Board to protect students, teachers, staff, and parents from the deadly COVID-19 disease.

Mr. Wright accepted Mr. Perez's resignation and thanked Mr. Perez for his service on the ECRA Board.

Mr. Wright noted that he was glad that the LAUSD School Board followed the lead of the ECRA Board in voting against and/or to delay mandatory COVID-19 vaccines for students.

E. AB 361 Vote on Virtual Board Meetings

Danielle Malconian made a motion to Vote on whether or not to continue having Board Meetings virtually as outlined in AB 361.

Daniela Lopez-Vargas seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

Daniela Lopez-Vargas Aye

Brad Wright Aye

Danielle Malconian Aye

Steven Kofahl Aye

Linda Ibach Aye

Board Member Ramirez voted "Aye."

The motion passed 6-0.

Note: Mr. Perez had resigned prior to this vote.

F. UTLA Update

Ms. Collins provided the update from UTLA that included:

- * Expression of thanks to Mr. Perez for his service on the ECRA Board
- * Provided highlights of results of the UTLA contract and a unified and strong vote in favor of proposed contract ratification
- * Recommended that the ECRA Board Vote in favor of the proposed ECRA-UTLA contract for 21-24.

G. Executive Director Update

Mr. Hussey provided his Executive Director update that included the following:

- * Students and Teachers are finishing up final exams this week

- * Teachers will enter final semester grades by tomorrow eve (Friday)
- * Report cards to be sent home over the break (Aeries)
- * WASC visit Feb. 6-8, 2023, to grant our accreditation; will begin work on this in Jan. with Focus Groups
- * Provided COVID-19 Test schedule during next week and during Jan. 5-7, with Make-ups on Jan. 10
- * Reminder emails and phone calls will be sent during the break related to this
- * LAUSD voted to delay mandated vaccine vote until Fall of 2022; stated we were not part of that vote as an independent charter, but as an an independent charter school authorized by and on LAUSD property, ECRA will implement LAUSD's mandatory COVID-19 vaccine policy in August of 2022 and/or in the Fall; noted accordingly that ECR is required to post updated COVID-19 vaccine policy requirements and deadlines on or before January 10th, 2022, and we are waiting for the specific guidance and will post it on or before January 10th, 2022.
- * Please to announced that UTLA members voted to ratify the proposed ECRA-UTLA contract and noted that patience was key during the past fourteen months in achieving the agreement.
- * Noted that LAUSD's Board of Education on Tuesday, that their first interim financial report resulted in a "qualified" certification which means that it might not be able to meet its financial obligations for the current fiscal year or the following two fiscal years; additionally, funds in LAUSD's OPEB account are currently not being set aside; in contrast, Mr. Hussey noted that ECRA will have a balanced budget for the next three (3) years and currently ECR's OPEB account is approximately 70% fully funded.
- * Thanked everyone for the hard work, dedication, and compassion and for a successful semester and wished all stakeholders a happy holiday season.

H. Chief Business Officer Update

Mr. Wood spoke on three (3) items, as follows:

1. Reviewed Investment report - approximately 70% funded with approximate current balance of \$22,500,000.00 in it at the end of November 2021 while the school's investment account had an approximate balance in it of approximately \$7,500,000.00 as of the end of November 2021. OPEB contributions are approximately \$220,000.00 per month. Investment manager will present an investment report in February.
2. Reviewed Cafeteria report - Cafeteria continues to perform with a universal meals approach; all students may eat free of charger for breakfast and lunch; YTD in the black approximately \$55,000.00; will set that money aside for equipment and capital improvement projects in the cafeteria.
3. Reviewed Average Daily Attendance (ADA) Update - Will be turning in P1 report regarding our first four (4) months of the year; State uses the report to update our funding for the year; We have approximately 3,320 students through the first four (4) months of

the year; 3427 was our projection, or 108 students lower than expected; During the winter break, we will reach out to our waiting list of students to start the second semester.

Other items: still meeting and conversing with sister campuses regarding COVID-19, other items with budget implications, some positive expectations come April, to be determined.

I. Committee Updates

Mr. Wright asked for Committee Updates:

Ms. Malconian noted that the Investment Policy Statement that had been updated in May of 2021 was now posted on the website (includes the OPEB and Gen. Investment Policy updates)

J. Board Chair Report

Mr. Wright invited board members to provide updates:

Ms. Malconian responded to Mr. Perez's statement, stating that there were many things that Mr. Perez had stated that were not true, including the following:

- * Mr. Perez' labeling parents in our community as "not stakeholders" is completely not true; stated that she had been voted onto the ECRA board by the parents;
- * Mr. Perez's labeling parents who have concerns about the COVID-19 vaccine as "non-vaxxers" is also untrue; Ms. Malconian note that she had heard from many parents whose older children were vaccinated but they were worried about their younger children; noted that she was thrilled by LAUSD Board's decision to delay implementation of mandated vaccine rather than displace 35,000 children for whom they did not have a place and that bringing the charter schools into the decision process was also a smart move and it took the grave responsibility off of the ECRA Board;

Mr. Kofal noted that the Travel Committee had recently approved transportation (for Academic Decathlon team to Arizona).

Ms. Ramirez asked if she can be made a member of the Finance Committee. Mr. Wright and Mr. Hussey discussed and noted that the item will be made a part of the January meeting agenda.

Ms. Ibach noted that when Mr. Perez spoke he kept saying that the board listened to a minority of parents, but it was also the fact that we didn't have an alternative plan for students in place and now that LAUSD is taking this out of our hands, we will have time to put something in place; I think Mr. Perez forgot about that huge piece.

Ms. Lopez-Vargas noted that she had no updates to add at this time.

Mr. Wright thanked the UTLA leadership and the teachers for their dedication; Mr. Wright thanked maintenance workers, main office staff, admissions office staff, attendance office staff, assistant principals' office, counseling office, student support office, security staff, and health office staff, and Nurse Peggy.

II. Consent

A. Approve Minutes of November 18, 2021 Regular Board Meeting

Steven Kofahl made a motion to approve the minutes from Regular Board Meeting 11-18-2021 Regular Board Meeting on 11-18-21.

Ms. Ramirez seconded the motion and had voted "Aye."

NOTE: See comments in the section below regarding single Consent Agenda Vote.
The board **VOTED** to approve the motion.

Roll Call

Steven Kofahl	Aye
Linda Ibach	Aye
Brad Wright	Aye
Danielle Malconian	Aye
Daniela Lopez-Vargas	Aye

B. Approve Minutes of December 9th, 2021 Special Board Meeting

Steven Kofahl made a motion to approve the minutes from Special Board Meeting 12-09-2021 Special Board Meeting on 12-09-21.

The board **VOTED** to approve the motion.

Roll Call

Linda Ibach	Aye
Danielle Malconian	Aye
Daniela Lopez-Vargas	Aye
Steven Kofahl	Aye
Brad Wright	Aye

The Motion to approve the Minutes from Regular Board Meeting of 11-18-2021 and to approve the Minutes from the Special Board Meeting from 12-09-2021 was part of a single Consent Agenda Vote that Passed 6-0.

Ms. Ramirez had "seconded" the motion made by Mr. Kofahl to approve the Consent Agenda.

Ms. Ramirez voted "Aye."

Mr. Perez had resigned prior to this vote.

III. Financial

A. Review and Vote on November 2021 Check Registers

Danielle Malconian made a motion to vote to approve Nov. 2021 Check Registers.

Daniela Lopez-Vargas seconded the motion.

Mr. Wood reviewed the November 2021 Check Registers, including:

Nov. 2021 check registers related to general account (\$666,000 approximate aggregate amount of checks written during November 2021).

Nov. 2021 check registers related to AP or Checking accounts (\$770,000 approximate aggregate amount of checks written during November 2021).

Mr. Wood briefly reviewed the registers, including highlighting the columns for vendor names, dates, and amounts paid, etc.

Final page/slide is a comparison between payments made for specific purposes and to specific vendors during November 2021 as compared with respective YTD payments made for and to the same.

Lastly, Mr. Wood reviewed the check register from the ASB account, noting, too, that the ASB account balance is roughly \$48,000,00.

The board **VOTED** to approve the motion.

Roll Call

Brad Wright Aye

Danielle Malconian Aye

Daniela Lopez-Vargas Aye

Linda Ibach Aye

Steven Kofahl Aye

Ms. Ramirez voted "Aye."

Mr. Perez had resigned prior to this vote.

B. Review and Vote on November 2021 Credit Card Charges

Danielle Malconian made a motion to vote to approve the November 2021 Credit Card Charges.

Daniela Lopez-Vargas seconded the motion.

Mr. Wood reviewed the November 2021 Credit Card Charges, including statement balances, a detailed listing of charges listed on card(s)

(Mr. Wood and Mr. Hussey are card-holders), purpose of the charges, and from what account/what type of expenditures.

Noted card is a rebate-earning card and noted a rebate of over \$900.00 had been received in November 2021 purchases.

The board **VOTED** to approve the motion.

Roll Call

Danielle Malconian Aye

Daniela Lopez-Vargas Aye

Brad Wright Aye

Linda Ibach Aye

Steven Kofahl Aye

Ms. Ramirez voted "Aye."

Mr. Perez had resigned prior to this vote.

C. November 2021 Financial Update

Mr. Wood provided the November 2021 Financial Update, which included the following highlights:

* Overall powerpoint report highlights include:

* Balance Sheet - assets up \$6 Million from the prior November. Cash has increased due to 20-21 one-time funds, ppp loan, and 20-21 Deferral payments; State overpaid with Deferrals and will reduce cash for 21-22 (LCFF (\$2M).; discussed restricted net positions and unrestricted net position - investigating allocation of net assets into a designated fund for deferred maintenance (capital improvements).

*Cash Analysis - accounts money markets; OPEB, etc.; reviewed balances (down slightly from prior years dues); some cash positions are now in investment positions after reallocation occurred; a reclassification of funds.

Profit & Loss Summary - Board adopted column to be covered more in 1st interim budget due to changes (largest increase is Federal Revenue due to forgiveness of PPP loan, so amount can be listed now under fed. revenue); net income reveals little or no salary changes, even though we know that the salaries and benefits areas will reflect a possible ECRA Board approval of the ECRA-UTLA contract and salary proposals.

Profit & Loss YTD Summary - Comparison between November 2021 and the prior November (2020); \$3.5 Million increase in fed. revenue, again, due to forgiveness of PPP loan; in-person instruction and Sport activities will incur additional expenses with the re-opening of school; additional CARES related expenses for 21-22 will also increase expenses; Employee benefits decrease due to STRS refund.

* Budge Comparison (YTD) - Lottery amounts went from \$150 - Unrestricted/\$49 - Restricted to \$163 Unrestricted/\$65 Restricted (more revenue); SEF Tax Rate went down

from 1.23% to .50% (Savings); SPED rates projected to increase (more revenue); Pending negotiations will affect Salaries for 21-22 FY budget; also lower enrollment/ADA from 21-22 Adopted Budget (approx. 94 ADA/\$1M less).

Department Budgets (4000s) - For textbooks and materials; 92%-93% of these funds expended at this time; Textbooks and IMA will continue to be monitored due to the need to purchase more materials in order to continue higher educational standards.

* Audited Financials have been extended from December 15th, to January 31st, 2022, due to Ed. Code.

Scrolled and referenced briefly each subsequent page/slide in the materials as detailed information supported by the preceding information/slides.

* 1st Interim Budget Report - Mr. Wood provided an overview of the 1st interim report Form 62; noted information is input into columns and provided to the State, March will be next update and include projections; Form 62 information is replicative of the previous presentation and slides; at the next (Jan) Board Meeting, we will re-present this item for a discussion and a vote to approve the 1st Interim Report.

IV. School Business

A. Discuss and Vote on Proposed Revision(s) to UnHoused/Homeless Student Policy and Foster Youth Policy.

Daniela Lopez-Vargas made a motion to Vote on Proposed Revision(s) to UnHoused/Homeless Student Policy and Foster Youth Policy.

2nd by Ms. Ramirez.

Ms. Ramirez voted "Aye." Motion Passed 6-0.

Mr. Perez had resigned prior to this vote.
The board **VOTED** to approve the motion.

Roll Call

Linda Ibach	Aye
Steven Kofahl	Aye
Danielle Malconian	Aye
Brad Wright	Aye
Daniela Lopez-Vargas	Aye

B. Discuss and Vote on Revised ECRCHS Parent/Student Handbook for 2021-2022.

Mr. Wright noted that this item is going to be continued to the January or February Board Meeting pending further legal review based on some new laws that are expected to go into effect on or after January 1st, 2022.

Mr. Hussey confirmed Mr. Wright's statement.

C. Discussion and Vote on Compliance Monitoring and Certification of Board Compliance Review 2021-2022

Motion to vote on Compliance Monitoring and Certification of Board Compliance Review 2021-2022.

Steven Kofahl seconded the motion.

Dr. Lowry provided an overview of the Compliance Monitoring Checklist document and Board Compliance Review requirement(s), including items, initial local submission date of October 29th, 2021, and board approval evidence to be submitted by no later than January 14th, 2022.

Ms. Ramirez made the motion to vote on Compliance Monitoring and Certification of Board Compliance Review 2021-2022.

Mr. Perez had resigned from the Board prior to this vote.

Ms. Ramirez voted "Aye." The motion Passed 6-0.

The board **VOTED** to approve the motion.

Roll Call

Brad Wright	Aye
Steven Kofahl	Aye
Daniela Lopez-Vargas	Aye
Danielle Malconian	Aye
Linda Ibach	Aye

D. Discuss and Vote on the Educator Effectiveness Block Grant (EEBG)

Danielle Malconian made a motion to vote to approve the Educator Effectiveness Block Grant (EEBG).

Daniela Lopez-Vargas seconded the motion.

Mr. Hussey provided an overview of the EEBG, which he noted, had been discussed multiple times, including at the previous Board Meeting.

Mr. Hussey noted for the record that this item is a VOTE item, as there had been a typo on the Agenda that indicated that the item was erroneously listed as a discussion item only.

Ms. Ramirez voted "Aye."

The motion Passed 6-0.

Mr. Perez had resigned prior to the vote.

The board **VOTED** to approve the motion.

Roll Call

Brad Wright	Aye
Linda Ibach	Aye
Steven Kofahl	Aye
Daniela Lopez-Vargas	Aye
Danielle Malconian	Aye

E. Discuss and Vote on the School Plan for Student Achievement (SPSA)

Motion to vote to approve the School Plan for Student Achievement (SPSA).

Steven Kofahl seconded the motion.

Prior to the vote, Mr. Hussey provided a brief overview of the SPSA, which he noted had been discussed multiple times, including at the previous Special Board Meeting on December 9th, 2021, and wherein Ms. Clark had noted that the SPSA is predominantly the same as that of last year, with some changes based on Measures of Academic Progress (MAP) formative assessment data that evidenced some areas of decline and that informed the writing of newly proposed Goals 1 and 2 and strategies for meeting the new goals.

Mr. Hussey noted for the record that this item is a VOTE item, as there had been a typo on the Agenda that indicated that the item was erroneously listed as a discussion item only.

Ms. Ramirez made the motion to vote to approve the SPSA.

Ms. Ramirez voted "Aye."

The motion Passed 6-0.

Mr. Perez had resigned prior to the vote.

The board **VOTED** to approve the motion.

Roll Call

Steven Kofahl	Aye
Danielle Malconian	Aye
Daniela Lopez-Vargas	Aye
Linda Ibach	Aye
Brad Wright	Aye

Mr. Wright announced that the Board was going into Closed Session at 5:49 p.m.

V. Closed Session

A. Conference with Labor Negotiators

Closed session occurred.

B. Conference with Labor Negotiators

Closed session occurred.

C. Conference with Labor Negotiators

Closed session occurred.

Dr. Lowry recused himself from this discussion.

D. Conference with Labor Negotiators

Closed session occurred.

Mr. Hussey and Mr. Wood recused themselves from this discussion.

VI. Reconvene to Open Session

A. Report on Actions Taken in Closed Session, If Any

Mr. Wright announced that Open Session reconvened at 6:30 p.m.

Mr. Wright reported that no actions were taken during Closed Session.

Mr. Hussey read his memorandum to the ECRA Board dated December 16th, 2021,.
Regarding: Final Board Approval/Ratification of 2021-2022 Tentative Agreement
between ECRA and United Teachers Los Angeles (UTLA), the text of the body of which
is transcribed below:

"Background

ECRA and UTLA have negotiated a settlement for the 2021-2024 successor contract negotiations, which was ratified by UTLA unit on December 13th, 2021. The Tentative Agreement is attached to this report, and the Agreement is now before this Board for final approval.

The Agreement provides for total pay increases of fifteen percent (15%) over three (3) years as follows:

2021-2022: 4% on-schedule and 4% off-schedule;
2022-2023: 2% on-schedule and 3% off-schedule;
2023-2024: 2% on-schedule.

The Agreement also provides for a salary schedule restructuring which provides additional salary steps for unit members with fifty-six (56) or more units and increased career increments, an increase of \$500 to the Master's and Doctorate stipends, an

increase to the professional development rate from \$25 to \$50 per hour, and increases to some stipends as indicated in the stipend schedule.

Certification

The report shall also affirm that the ECRA Administration has reviewed the costs incurred by the School under the Agreement and hereby certify such costs incurred by ECRA for the term of the Agreement can be met by ECRA under its current budget and budget projections."

Both, Executive Director, Mr. Hussey, and Chief Business Officer, Mr. Wood, signed the memorandum with "Recommendation to approve."

NOTE: This item is available if/as needed as part of these Meeting Minutes, and copies are available in Mr. Hussey's Office, the Business Office, and the Human Resources Office, respectively.

B. Possible Board Approval Vote on ECRA UTLA Collective Bargaining Agreement 2021-2024

Steven Kofahl made a motion to vote to approve the proposed ECRA UTLA Collective Bargaining Agreement 2021-2024.

Danielle Malconian seconded the motion.

Ms. Ramirez voted "Aye."

Mr. Perez had resigned prior to this vote.

The motion Passed 6-0.

The board **VOTED** to approve the motion.

Roll Call

Brad Wright	Aye
Danielle Malconian	Aye
Steven Kofahl	Aye
Daniela Lopez-Vargas	Aye
Linda Ibach	Aye

C. Possible Board Approval Vote on AFSCME Compensation

Danielle Malconian made a motion to vote to approve the proposed AFSCME Compensation 2021-2022.

Daniela Lopez-Vargas seconded the motion.

Ms. Ramirez voted "Aye."

Mr. Perez had resigned prior to this vote.

The motion Passed 6-0.

The board **VOTED** to approve the motion.

Roll Call

Steven Kofahl Aye

Brad Wright Aye

Daniela Lopez-Vargas Aye

Linda Ibach Aye

Danielle Malconian Aye

Daniela Lopez-Vargas made a motion to vote for the proposed 2021-2022 "me-too" compensation proposal for AFSCME employees.

Steven Kofahl seconded the motion.

Mr. Hussey asked for another vote on the AFSCME compensation proposal to ensure that everybody knows that the vote is for the 2021-2022 "me-too" proposal that contains 4% on-schedule salary increases and 4% off-schedule salary increases for 2021-2022.

Ms. Ramirez voted "Aye."

Mr. Perez had resigned prior to this vote. The motion Passed 6-0.

The board **VOTED** to approve the motion.

Roll Call

Daniela Lopez-Vargas Aye

Steven Kofahl Aye

Danielle Malconian Aye

Linda Ibach Aye

Brad Wright Aye

D. Possible Board Approval Vote on Unrepresented Employees' Compensation

Motion to vote to approve the "me-too" compensation proposal for Unrepresented Employees. .

Danielle Malconian seconded the motion.

Ms. Ramirez made the motion (1st) to vote to approve the "me-too" compensation proposal for Unrepresented Employees.

Ms. Ramirez voted "Aye."

Mr. Perez had resigned prior to the vote. The Motion Passed 5-0.

Note:

Dr. Lowry had inadvertently omitted Ms. Malconian's vote during the official roll call vote on this item. After the next item's vote, Dr. Lowry discovered his oversight and Ms. Malconian had noted that her vote would have been in favor with an "Aye." The motion would have passed, regardless.

The board **VOTED** to approve the motion.

Roll Call

Daniela Lopez-Vargas	Aye
Brad Wright	Aye
Linda Ibach	Aye
Danielle Malconian	Absent
Steven Kofahl	Aye

E. Possible Board Approval Vote on Executive Director, Chief Business Official

Motion to vote to approve the proposed Executive Director and CBO "me-too" salary proposal. .

Steven Kofahl seconded the motion.

Ms. Ramirez made the motion to vote to approve the proposed Executive Director and CBO "me-too" salary proposal.

Ms. Ramirez voted "Aye."

Mr. Perez had resigned prior to this vote. The motion Passed 6-0.
The board **VOTED** to approve the motion.

Roll Call

Daniela Lopez-Vargas	Aye
Danielle Malconian	Aye
Linda Ibach	Aye
Brad Wright	Aye
Steven Kofahl	Aye

VII. Closing Items

A. Adjourn Meeting

Steven Kofahl made a motion to adjourn the Regular December Board Meeting of 12/16/21.

Motion seconded by Ms. Ramirez.

All members voted "Aye." Motion to adjourn Passed.

The board **VOTED** to approve the motion.

There being no further business to be transacted, and upon motion duly made, seconded and approved, the meeting was adjourned at 6:41 PM.

Respectfully Submitted,
Kurt Lowry

Coversheet

Discussion of and Vote on Adoption of LAUSD's Student Vaccine Policy

Section: III. School Business
Item: A. Discussion of and Vote on Adoption of LAUSD's Student Vaccine Policy
Purpose: Vote
Submitted by:
Related Material: ECR Student COVID-19 Vaccination Policy - PROPOSED.pdf
Tab 8 - Board Report No. 158 (1)[4][3] (1) (2).pdf

Adopted/Ratified: 12JAN2022

EL CAMINO CHARTER ALLIANCE (ECRA)

STUDENT COVID-19 VACCINATION POLICY AND PROCEDURES

The Board of Directors of El Camino Real Charter High School (“ECRCHS” or “Charter School”) has adopted this policy for implementation at the Charter School to protect the health and safety of all ECRCHS students, staff, and the community and prevent future disruptions to full-time, in-person instruction threatened by the COVID-19 pandemic.

ECRCHS has adopted the following procedures in alignment with the Los Angeles Unified School District’s (“District”) student COVID-19 vaccination policy as set forth in the District Board of Education’s September 9, 2021 Resolution and the COVID-19 Vaccination Requirement Protocols and Procedures issued by the District on September 16, 2021 and as amended by the District Board of Education’s action on December 14, 2021 (see Attachment A). ECRCHS will comply with all applicable federal, state, and local laws, regulations, orders and ordinances related to COVID-19 and will adjust the following procedures as needed to align with current and applicable District student COVID-19 vaccination protocols and procedures.

COVID-19 Vaccination Requirement for Eligible Students

All ECRCHS students who are eligible to receive the COVID-19 vaccine, excluding those students with a qualified and approved exemption or conditional admission, must become fully vaccinated against COVID-19 as a mandatory precondition to accessing any ECRCHS facilities. The requirement for students to be fully vaccinated is as follows:

Student Group	Full Vaccination Deadline
Students who participate in athletics, band, drill, and/or dance team	No later than the first day of participation in athletics, band, drill, and/or dance team
All students	No later than the first day of the 2022-2023 school year
Newly enrolled eligible students (enrolled after the first day of the 2022-2023 school year)	No later than the student’s enrollment date

“Fully Vaccinated”

“Fully-vaccinated” refers to an individual who has received the first and second doses of the vaccine (or, in the case of Johnson & Johnson, the single required dose) and has completed the two-week period that follows to ensure maximum immunity.

Adopted/Ratified: 12JAN2022

Required Documentation

Only the following modes may be used as proof of vaccination:

1. COVID-19 Vaccination Record Card (issued by the Department of Health and Human Services Centers for Disease Control & Prevention or WHO Yellow Card) which includes name of person vaccinated, type of vaccine provided, and date last dose administered; or
2. A photo of a Vaccination Record Card as a separate document; or
3. A photo of the client's Vaccination Record Card stored on a phone or electronic device; or
4. Documentation of COVID-19 vaccination from a health care provider; or
5. Digital record that includes a QR code that when scanned by a SMART Health Card reader displays to the reader client name, date of birth, vaccine dates and vaccine type.

Parents/guardians must submit student COVID-19 vaccination documentation to ECRCHS before the applicable deadline set forth above to meet the deadline. After the vaccination document is submitted, it will be reviewed and verified by an authorized ECRCHS staff member. The verification process may take approximately 2-3 business days.

Student vaccination records and information will be maintained securely and confidentially in accordance with all applicable laws and regulations governing the privacy of student health information and other student records.

Exemptions and Conditional Admission

Parents/guardians may apply to seek exemption from the student COVID-19 vaccine requirements or conditional admission only under the following circumstances:

1. Qualified Medical Exemption
 - a. Parents/guardians seeking a medical exemption from the COVID-19 vaccine for their child must submit a completed Student Medical Exemption to the COVID-19 Vaccine Form to ECRCHS.
2. Conditional Admission
 - a. Students may be conditionally admitted if they are in one of the following groups: 1) foster youth, 2) experiencing homelessness, 3) migrant, 4) military family, or 5) has an IEP.

ECRCHS will notify the parent/guardian confirming the exemption or conditional admission approval or indicating that further attention is required.

Exclusion from ECRCHS Facilities

Adopted/Ratified: 12JAN2022

Beginning on the first day of the 2022-2023 school year, eligible students who have not submitted proof of being fully vaccinated against COVID-19 or received a qualified and approved exemption or conditional admission pursuant to this policy will not be permitted on any ECRCHS campus or in any ECRCHS facilities.

Other Ongoing Campus Health and Safety Measures

ECRCHS will continue to implement other health and safety measures on campus as necessary to comply with current applicable federal, state, and local laws, regulations, orders and ordinances related to COVID-19 and applicable District health and safety policies and procedures.

Adopted/Ratified: 12JAN2022

ATTACHMENT A

Adopted/Ratified: 12JAN2022

[INSERT DISTRICT DOCUMENTS ON STUDENT COVID-19 VACCINATION: 1) RESOLUTION, 2) IOC, AND 3) DEC 14 ACTION]



Los Angeles Unified School District

333 South Beaudry Ave,
Los Angeles, CA 90017

Board of Education Report

File #: Rep-158-21/22, **Version:** 1

Approval to Delay the Transfer of Students Not in Compliance with the Vaccine Requirement to Online Independent Study; and Application of Student and Employee Vaccine Policy to All LAUSD Authorized Charter Schools

December 14, 2021

Office of the Superintendent

Action Proposed:

1. Approve the delay of the transfer of students not in compliance with the vaccine requirement to Online Independent Study until the beginning of the Fall 2022 semester.
2. Adopt the District's student and employee vaccination policy as a policy applicable to all charter schools authorized by the LAUSD Board of Education regardless of charter school location. The Superintendent (and/or designee(s)) will implement reasonably necessary measures to operationalize the charter Board policy, beginning with the employee requirement at all LAUSD authorized charter schools. The District will obtain input from charter school operators to inform applicable employee vaccination timelines for the LAUSD authorized charter schools that have not had these requirements to date. Further, all LAUSD authorized charter schools (and charter schools authorized by other chartering authorities occupying LAUSD facilities) shall publicly post all applicable COVID-19 vaccination requirements and policies for public access as soon as possible and by no later than January 10, 2022.

Background:

On September 9, 2021, the LAUSD Board of Education adopted a Resolution requiring students attending LAUSD schools, and students attending charter schools on co-located LAUSD school facilities, who are eligible to receive the COVID-19 vaccine, excluding those students with qualified and approved exemptions and conditional admissions, to become fully vaccinated against COVID-19 by December 19, 2021 (or October 31, 2021 if part of in-person extracurricular programs), and to provide proof of COVID-19 vaccination uploaded and approved in LAUSD's Daily Pass program before January 10, 2022, in order to be permitted on LAUSD school facilities. (See Board Report No. Rep-091-21/22, Version 2 and Resolution, adopted September 9, 2021).

As of the first week of December, 164,000 students aged 12 and older (over 85% of eligible students) have added their vaccine records, approved exemptions, or conditional admissions, to the Daily Pass system. Supporting families who may not have had access to the COVID-19 vaccines, or who have not received information enabling them to make an informed choice about vaccinations, remains the top priority for Los Angeles Unified. Accordingly, the District is delaying the transfer of students to online independent study instruction until the beginning of the Fall semester 2022.

This policy update suspending the enforcement of the student vaccine requirement allows Los Angeles Unified to continue to:

- Support the many families who have been vaccinated but are seeking assistance in uploading their records onto the Daily Pass.
- Further improve vaccination rates via accessible school-based clinics, while offering vaccines for students five and older and booster shots for employees.
- Provide ongoing support in communities where students and their families have been hardest hit by illness and the educational, mental health and economic challenges of the pandemic.

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- Offer educational opportunities and outreach to families about the vaccine - especially those who remain vaccine-hesitant.
- Strengthen our existing efforts to provide high-quality academic offerings for all of our families, both in-person and online.

The District is also adopting the District's student and employee vaccination policy as a policy applicable to all charter schools authorized by the LAUSD Board of Education regardless of charter school location (including other adults who provide services to or for the charter school). LAUSD is both a local educational agency as well as an agency of the state for purposes of implementing educational policy and operation of public schools to safeguard the educational, health and safety needs of Los Angeles Unified's students and charter school students within its geographic boundaries. LAUSD enrolls more than 600,000 students from Pre-K through its adult education program, operating approximately 1,200 schools throughout Los Angeles area, and authorizing and overseeing 277 affiliated and independent charter schools within its jurisdiction.

Because of the considerable impacts and challenges posed by the COVID-19 pandemic on the education and operations of public schools, on August 13, 2021, the District announced that all District employees will be required to be fully vaccinated against COVID-19 as a condition of continued employment/service. The requirement also applies to District partners, contractors, charter school employees, and other adults who provide services on District property. (Vaccination Compliance Certification forms were distributed to charter school operators to all charter schools on District property pursuant to the policy requirement).

As noted above, on September 9, 2021, the LAUSD Board of Education adopted a Resolution requiring students attending LAUSD schools, and students attending charter schools on co-located LAUSD school facilities, who are eligible to receive the COVID-19 vaccine, excluding those students with qualified and approved exemptions and conditional admissions, to become fully vaccinated against COVID-19 by December 19, 2021 (or October 31, 2021 if part of in-person extracurricular programs), and to provide proof of COVID-19 vaccination uploaded and approved in LAUSD's Daily Pass program before January 10, 2022, in order to be permitted on LAUSD school facilities. (See Board Report No. Rep-091-21/22, Version 2 and Resolution, adopted September 9, 2021). (Vaccination Compliance Certification forms were distributed to charter school operators to all charter schools co-located on District property pursuant to the policy requirement.)

On November 16, 2021, the LAUSD Board of Education, among other actions, affirmed that any policies and procedures applicable to charter schools issued by the Superintendent (or their designee(s)) or the Office of COVID Response related to LAUSD's COVID-19 response efforts for the duration of the COVID-19 pandemic emergency, is part of LAUSD's policies and practices as they relate to charter schools and as part of LAUSD's health, safety, and emergency procedures and requirements applicable to facilities and related operations. (See Board Report No. Rep-117-21/22), Version 2, adopted November 16, 2021).

The policy currently applies to charter school employees and other adults (including, but not limited to, permanent/substitute teachers, aides, staff, administrators, board members and officers, partners, contractors, subcontractors, agents, volunteers, interns, and other representatives, regardless of paid status) who provide services on District property (including, but not limited to, any District-owned or leased property, such as any co-located school site, sole occupant school site, etc.). The District's student vaccination requirement applies to students attending charter schools on co-located LAUSD school facilities.

This Board action extends the employee (including other adults) and student vaccine requirements to all LAUSD- authorized charter schools regardless of whether they are located on a District facility. Accordingly, charter school employees and all charter school students regardless of where the charter school operates will be required to be vaccinated in accordance with the requirements set forth by the Board unless charter school students have approved exemptions and conditional admissions. Further, all LAUSD authorized charter schools (and charter schools authorized by other chartering authorities occupying LAUSD facilities) shall publicly post all applicable COVID-19 vaccination requirements and policies for public access as soon as possible and by no later than January 10, 2022.

Charter schools authorized by the District are required to comply with the terms of the charter, and applicable Board-approved policies. The Board-approved Federal, State, and District Required Language (FSDRL) (previously entitled, District Required Language or DRL), which applies to all independent charter schools, states the following: "Charter School shall comply with all applicable federal, state, and local laws and regulations, and District policies as it relates to charter schools adopted through Board action." (Element 4, "Governance Legal and Policy Compliance.")

Based on ongoing assessment of state and local conditions, risk factors and statistics regarding the pervasive impact of COVID-19 including emerging variants, it is critical that the student and employee vaccine mandate expands to include all LAUSD authorized

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charter schools. LAUSD authorizes 277 charter schools (226 independent charter schools and 51 affiliated charter schools). Currently, all charter schools on LAUSD facilities have submitted certification forms that charter school employees and other adults who provide services on District property have received the COVID-19 vaccination. The goal of public safety, including the safety of those in school communities, is to be reached by implementing comprehensive and uniform school-wide, District-wide and community-wide measures to ensure the safety of students and employees within our teaching and learning environments.

The pandemic continues to threaten the health of students, staff, and the broader community as well as to the continued delivery of in-person instruction. Maintaining consistent and uniform vaccine requirements within the LAUSD school communities promotes the health and safety of all students and employees and minimizes disruption to their educational and workplace environments. Further, LAUSD schools and charter schools do not operate in separate educational ecosystems. Students transfer from charter schools to LAUSD schools and vice-versa, families have children who attend charter schools and LAUSD schools, and schools have matriculation patterns with conversion charter schools. Inconsistent vaccine requirements between different systems undermine the health and safety efforts of the District, local, state, and federal agencies to provide for the safest school environments for students and staff and further causes disruption to the educational programs.

Expected Outcomes:

This Board action would approve the delay of the transfer of students not in compliance with the vaccine requirement, aged 12 years and over to online independent study instruction until the beginning of the Fall 2022 semester.

This Board action ensures that uniform and consistent requirements for the student and employee COVID-19 vaccine requirements are in place for the health and safety of all LAUSD schools and LAUSD-authorized charter schools within LAUSD's boundaries. The Superintendent (and/or designee(s)) will implement reasonably necessary measures to operationalize this Board policy including obtaining input from charter school operators to inform applicable timelines for these requirements for LAUSD authorized charter schools that have not these requirements to date. Further, all LAUSD authorized charter schools (and charter schools authorized by other chartering authorities occupying LAUSD facilities) shall publicly post all applicable COVID-19 vaccination requirements and policies for public access as soon as possible and by no later than January 10, 2022. Charter Schools are required to implement the employee vaccine policy and student vaccine policy as aligned with District policy.

Board Options and Consequences:

The Board's approval to delay the transfer of students not in compliance with the vaccine requirement until the beginning of the Fall 2022 semester allows Los Angeles Unified to continue to:

- Support the many families who have been vaccinated but are seeking assistance in uploading their records onto the Daily Pass.
- Further improve vaccination rates via accessible school-based clinics, while offering vaccines for students five and older and booster shots for employees.
- Provide ongoing support in communities where students and their families have been hardest hit by illness and the educational, mental health and economic challenges of the pandemic.
- Offer educational opportunities and outreach to families about the vaccine - especially those who remain vaccine-hesitant.
- Strengthen our existing efforts to provide high-quality academic offerings for all of our families, both in-person and online.

Board approval of the District's employee and student vaccination policy would apply to all charter schools authorized by the LAUSD Board of Education regardless of charter school location. The Superintendent (and/or designee(s)) will implement reasonably necessary measures to operationalize this Board policy, beginning with the employee requirement at all LAUSD authorized charter schools, as noted herein.

Policy Implications:

As a local education agency and agency of the state, LAUSD has the obligation to implement educational policies, operate public schools, and safeguard the educational, health and safety needs of all LAUSD students, staff, and communities within its geographic boundaries. The District serves as the chartering authority for charter schools approved by the Board of Education, and, as noted above, charter schools shall comply with all applicable federal, state, and local laws and regulations, and District policies as it relates to charter schools adopted through Board action.

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Budget Impact:

No budget impact.

Student Impact:

The COVID-19 pandemic and the national, state, and local orders have caused considerable challenges for public schools, including but not limited to the closure of all LAUSD school facilities for in-person instruction and resulting in distance learning for most of the 2020-21 school year. Uniform and consistent vaccination rules and requirements are critical in ensuring continued health and safety of the entire school community within LAUSD's boundaries.

Equity Impact:

Not Applicable.

Issues and Analysis:

Charter schools authorized by the District are required to comply with the terms of the charter. The Federal, State, and District Required Language (FSDRL) contained in each charter states the following: "Charter School shall comply with all applicable federal, state, and local laws and regulations, and District policies as it relates to charter schools adopted through Board action." (Element 4, "Governance Legal and Policy Compliance.")

Attachments:

Not Applicable.

Informatives:

Not Applicable.

Submitted:

12/12/2021

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RESPECTFULLY SUBMITTED,

APPROVED & PRESENTED BY:

MEGAN K. REILLY
Interim Superintendent

PEDRO SALCIDO
Interim Deputy Superintendent
Office of the Deputy Superintendent

REVIEWED BY:

DEVORA NAVERA REED
General Counsel

Approved as to form.

REVIEWED BY:

TONY ATIENZA
Director, Budget Services and Financial Planning

Approved as to budget impact statement.