
*Mountain View Los Altos Union High School District
Minutes for the Board of Trustees Meeting on
Monday, August 28, 2023 at 7:00 PM
District Office Board Room, 1299 Bryant Avenue, Mountain View, CA 94040*

Board Members Present:

Phil Faillace
Esmeralda Ortiz
Thida Cornes

1.0 Call to Order

President Faillace called the meeting to order. Board Members present: Phil Faillace, Esmeralda Ortiz and Thida Cornes. Members absent: Sanjay Dave and Catherine Vonnegut

1.1 Call to Order

The Board President will call the meeting to order.

Recommendation: Call to Order.

ORIGINAL - Motion

Member **(Thida Cornes)** Moved, Member **(Esmeralda Ortiz)** Seconded to approve the **ORIGINAL** motion 'Call to Order. Board Members Absent: Sanjay Dave and Catherine Vonnegut Board Members Present: Phil Faillace, Esmeralda Ortiz, and Thida Cornes'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes

Thida Cornes Yes

Esmeralda Ortiz Yes

1.2 Adjourn to Closed Session

The Board of Trustees will adjourn to Closed Session to consider items listed on the Closed Session agenda.

Recommendation: Information/action.

ORIGINAL - Motion

Member **(Thida Cornes)** Moved, Member **(Esmeralda Ortiz)** Seconded to approve the **ORIGINAL** motion 'Information/action'. Upon a roll call vote being taken, the vote was: Aye: **(3)** Nay: **(0)**. The motion **Carried. (3) - (0)**

2.0 Closed Session Agenda

No action was taken.

2.1 Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation Pursuant to Government Code §54956.9 - One Potential Case

Recommendation: Information/action.

No Action taken

2.2 Employee Discipline/Dismissal/Release Pursuant to Government Code §54597 - One Potential Case

*Times noted are approximate.

Recommendation: For information/action.

No Action taken

2.3 Public Employee Appointment Pursuant to Government Code §54957 Personnel Action Report – Handouts in Open Session

Recommendation: Approve the Personnel Action Report.

No Action Taken

3.0 Public Comment

3.1 Public Comment on Items Scheduled for Discussion in Closed Session

This time is reserved for any person to address the Board of Trustees on items scheduled for discussion during Closed Session only. These presentations are limited to three minutes each, or a total of thirty minutes for all speakers or the three minute limit may be shortened. Speakers are not allowed to yield their time.

Recommendation: Listen to public comment.

There was no public comment.

4.0 Adjourn to Closed Session at 6:00 p.m.

The Board adjourned to closed session at 6:00 PM.

5.0 Reconvene Open Session at 7:00 p.m.

The Board reconvened to Open Session at 7:04 PM.

5.1 Reconvene to Open Session

Recommendation: Reconvene to Open Session.

ORIGINAL - Motion

Member (**Thida Cornes**) Moved, Member (**Esmeralda Ortiz**) Seconded to approve the **ORIGINAL** motion 'Reconvene to Open Session'. Upon a roll call vote being taken, the vote was: Aye: **(3)** Nay: **(0)**. The motion **Carried. (3) - (0)**

The Board reconvened to Open Session.

6.0 Preliminary Business

6.1 Pledge of Allegiance and Roll Call

The Board President will lead the Pledge of Allegiance and conduct Roll Call.

Recommendation: Information.

President Phil Faillace led the pledge of allegiance and took roll call.

7.0 Approval of the Agenda

The Board reviewed and approved the Agenda for 8/28/2023.

7.1 Approval of the Meeting Agenda

*Times noted are approximate.

The Board will review and approve the meeting agenda.

Recommendation: Approve the meeting agenda.

ORIGINAL - Motion

Member (**Thida Cornes**) Moved, Member (**Esmeralda Ortiz**) Seconded to approve the **ORIGINAL** motion 'Approve the meeting agenda'. Upon a roll call vote being taken, the vote was: Aye: **(3)** Nay: **(0)**. The motion (**carried**). **(3) - (0)**

The Board approved the Agenda.

8.0 Report Out Action Taken in Closed Session

There was no action taken in closed session.

8.1 Public Employee Appointment Pursuant to Government Code §54957 Personnel Action Report – Handouts in Open Session

Recommendation: Approve the Personnel Action Report.

9.0 Board Member Reports

9.1 Board Member Reports

Trustees may wish to give a report.

Recommendation: Information.

There was not Board Member reports.

10.0 Student Board Member Reports

10.1 Student Board Member Reports

Student Board members may wish to make a report.

Recommendation: Information.

Student representative Sadie G. from Los Altos High school spoke about Spirit week, student ambassadors/leadership being present at back to school night last Friday to assist and the LAHS Green Team will be receiving an award from the US Education. Student representative Christophe B. from Mountain View High School also spoke about student ambassadors/leadership assisting with back to school night, senior sunrise was last Friday, and had sprit week as well.

11.0 Superintendent's Report

11.1 Superintendent's Report

The superintendent may wish to make a report.

Recommendation: Information.

Superintendent Dr. Nellie Meyer, thanked all the staff for the hard work with back to school night, attending sports/games and first dances at both high schools. Also, showed video from two student interns of district happenings. Additional highlights reported were the Wellness Centers, MVHS AVID night, Speaker series starting, Middle College Yosemite trip and the Gymnastic team 2023 winning CCS. Board member Thida Cornes stated she would like to hear more about the Wellness Centers and engagement by students.

12.0 Communications

*Times noted are approximate.

12.1 District Organizations: At regular Board meetings, a single spokesperson of each recognized District organization (CSEA, DTA) may give a brief update. Items are limited to those which are informational.

Recommendation: For information.
No associations were in attendance.

13.0 Public Comment

No public comment was made.

13.1 Public Comment on Items Not on the Agenda

Anyone wishing to address the Board on any topic not listed on the agenda should make a request to the Board President by completing a request to be heard form and present it to the Superintendent's Executive Assistant. The President will recognize those who desire to speak either during the "Public Comment" section or during the particular agenda item. Each speaker is allocated a maximum of 3 minutes. The President may choose to limit any position or topic if substantial numbers of people wish to address the Board. If you wish to speak on an issue not on the agenda, please be advised that the Board may not take action on any item not specifically listed on the agenda. The Board members may ask brief questions for clarification, but may not otherwise discuss the issue. The Board values constructive community comments and suggestions and welcomes your participation in the democratic process.

Recommendation: Listen to public comment.

No public comment was made.

14.0 Consolidated Motion

All Consolidated Motions were approved.

14.1 Items listed under Consolidated Motion are considered routine and will be approved/adopted by a single motion. There will be no separate discussion of these items; however, any item may be removed from the consent agenda upon the request of any member of the Board and acted upon separately.

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Recommendation: Approve all Consolidated Motion items.

ORIGINAL - Motion

Member **(Esmeralda Ortiz)** Moved, Member **(Thida Cornes)** Seconded to approve the **ORIGINAL** motion 'Approve all Consolidated Motion items'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes

Thida Cornes Yes

Esmeralda Ortiz Yes

14.2 Personnel Report

Personnel Report

The Personnel Office reports the district's personnel changes at each meeting of the Board of Trustees.

Recommendation: Approve the Personnel Report.

ORIGINAL - Motion

Member **(Esmeralda Ortiz)** Moved, Member **(Thida Cornes)** Seconded to approve the **ORIGINAL** motion 'Approve the Personnel Report'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

*Times noted are approximate.

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

14.3 Agreement Between Mountain View Los Altos High School District and Creative Learning Center.

Agreement, Creative Learning Center, School Year 2023-24

This agreement is for Creative Learning Center, non-public school, provides specialized education, extracurricular activities and electives for autistic students who have therapeutic needs. MVLA has six students attending the Creative Learning Center. These students require a specialized program and these services were determined as the most appropriate placement by the IEP team.

Recommendation: Approve the agreement with Creative Learning Center, for the 2023-24 school year.

ORIGINAL - Motion

Member (**Esmeralda Ortiz**) Moved, Member (**Thida Cornes**) Seconded to approve the **ORIGINAL** motion 'Approve the agreement with Creative Learning Center, for the 2023-24 school year'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

14.4 Consolidated Application 2023-24, Categorical Aid Program Application for Funding

The California Department of Education requires that the local governing board approve the district's application for funding of Categorical Aid Programs (Con App I). The Consolidated Application Part I allows a district to apply for funding in multiple programs through one single application. Preliminary budgets are being developed for federally and state funded programs as this information becomes available from the CDE. Final allocations of actual entitlements typically arrive within 90 days of the passing of the state budget. Board Approval of the Consolidated Application, Part I gives the district the authority to submit the Consolidated Application, Part I to the State Department of Education.

Recommendation: Approve the Consolidated Application 2023-24, Categorical Aid Program Application for Funding

ORIGINAL - Motion

Member (**Esmeralda Ortiz**) Moved, Member (**Thida Cornes**) Seconded to approve the **ORIGINAL** motion 'Approve the Consolidated Application 2023-24, Categorical Aid Program Application for Funding'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

14.5 Quarterly Report on Williams Uniform Complaints

The attached Quarterly Report on the Williams Uniform Complaints shows no complaints were received by any school in the district during the reporting period of April 1 through June 30, 2023.

Recommendation: Approve the Quarterly Report on Williams Uniform Complaints for the reporting period of April 1 through June 30, 2023.

ORIGINAL - Motion

Member (**Esmeralda Ortiz**) Moved, Member (**Thida Cornes**) Seconded to approve the **ORIGINAL** motion 'Approve the Quarterly Report on Williams Uniform Complaints for the reporting period of April 1 through June 30, 2023'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

14.6 Change Order #19a Between Mountain View Los Altos High School District and Beals Martin to Provide Services Related to the MVLA Freestyle Academy Classroom Buildings Project

Mountain View Los Altos High School District is requesting Change Order #19a with Beals Martin be ratified: - Beals Martin shall utilize a portion of Allowance A1 – Temporary Lighting in the amount of \$1,600.00 to provide light inside of the new Freestyle classroom buildings. The mornings are becoming darker and in order for contractors to work in safe conditions and see the work they are doing in the mornings they will need adequate lighting. - During the bid process, the Acoustical insulation panels in the acoustical component’s specifications were removed from the project. The design team’s intention was that all other subsections within the acoustical components section were to remain in the contract, specifically the fabric covered acoustic panels. The finish schedule and interior elevations on the plans only call out acoustic panels without specifically calling out what type of panels are required to be installed. Due to this there was ambiguity during the bid process and therefore there was no cost provided to provide and install the fabric covered acoustical panels. The intent was for the fabric covered acoustic panels to be provided and installed in the Film room and Recording studio. This price is to provide and install the fabric covered acoustic panels.

Recommendation: Ratify Change Order #19A between Mountain View Los Altos High School District and Beals Martin to provide services related to the MVLA Freestyle Academy Classroom Buildings project.

ORIGINAL - Motion

Member (**Esmeralda Ortiz**) Moved, Member (**Thida Cornes**) Seconded to approve the **ORIGINAL** motion 'Ratify Change Order #19A between Mountain View Los Altos High School District and Beals Martin to provide services related to the MVLA Freestyle Academy Classroom Buildings project'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

14.7 Resolution No. 23/24-5 Declaring The Futility Of Public Bidding For General Trades Bid Package A (Beals Martin) For The MVLA Freestyle Academy Classroom Buildings Project

Since receiving bids and awarding contracts for this project, necessary change orders to the scope of work have exceeded ten percent of the original contract amount. Based on the information as outlined in the resolution, it would be incongruous, futile, and unavailing to attempt to bid the additional work. The change order and accompanying resolution is for work already performed. The resolution is required for contract compliance. The change orders are within the project budget.

Recommendation: Approve Futility Resolution No. 23/24-5 declaring the futility of public bidding for General Trades Bid Package A (Beals Martin) for the MVLA Freestyle Academy Classroom Buildings project.

ORIGINAL - Motion

Member (**Esmeralda Ortiz**) Moved, Member (**Thida Cornes**) Seconded to approve the **ORIGINAL** motion 'Approve Futility Resolution No. 23/24-5 declaring the futility of public bidding for General Trades Bid Package A (Beals Martin) for the MVLA Freestyle Academy Classroom Buildings project'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

14.8 Minutes for the Board of Trustees Regular Meeting Conducted on August 14, 2023

Minutes for the Board of Trustees regular meeting conducted on August 14, 2023, are presented for approval.

Recommendation: Approve the minutes for the Board of Trustees regular meeting conducted on August 14, 2023.

ORIGINAL - Motion

Member (**Esmeralda Ortiz**) Moved, Member (**Thida Cornes**) Seconded to approve the **ORIGINAL** motion 'Approve the minutes for the Board of Trustees regular meeting conducted on August 14, 2023'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

14.9 Warrants, July, 2023

Education Code 42631 requires that the Board of Trustees approve District expenditures. A copy of the warrants are available at the District Office and can be reviewed by any interested person during regular business hours.

Recommendation: Approve the warrants for the month of July, 2023.

ORIGINAL - Motion

Member (**Esmeralda Ortiz**) Moved, Member (**Thida Cornes**) Seconded to approve the **ORIGINAL** motion 'Approve the warrants for the month of July, 2023'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

15.0 Items Pulled from Consolidated Motion for Discussion

No items were pulled.

16.0 Business/Action Items

Associate Superintendent Mike Mathieson reported on LAHS, MVHS and Freestyle construction highlights/modernization district wide. Board member Esmeralda Ortiz asked if community has toured. Board member Thida Cornes seconded that she would like a community event to thank the public. Board President Phil Faillace reiterated it is important to thank tax payers for their support as they made this all possible. He also suggested community tours offered along with ribbon cutting. Resolutions 23/24-6 and 23/24-7 were approved.

16.1 MVLA Summer Construction Projects Update

Associate Superintendent Mike Mathieson will provide an update on current Measure-E projects, including: - Los Altos High School Student Services Building and Facility Repairs Project - Mountain View High School Student Services Building and Facility Repairs Project

Recommendation: For information.

16.2 Resolution No. 23/24 - 6 Placement of San Jose State University – Student Counselors

The Mountain View Los Altos High School District Governing Board is authorized to enter into agreements with institutions of higher education, to provide school experience for students who are enrolled in an education and training program to attain a California Pupil Personnel Services (PPS) Credential.

Recommendation: Approve Student Counseling Agreement

ORIGINAL - Motion

Member (**Thida Cornes**) Moved, Member (**Esmeralda Ortiz**) Seconded to approve the **ORIGINAL** motion 'Approve Student Counseling Agreement'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

16.3 Resolution No. 23/24 - 7 REVISED Declaration of Need for Fully Qualified Educators

The Declaration of Need Form has been revised by the California Commission on Teacher Credentialing Office. This was originally submitted and approved at the June 5, 2023 Board Meeting and is now being re-submitted due to the new form requirement by the Commission. The same information and needs are indicated.

Recommendation: Approve the Revised Declaration of Need for 2023-24 School Year.

ORIGINAL - Motion

Member **(Esmeralda Ortiz)** Moved, Member **(Thida Cornes)** Seconded to approve the **ORIGINAL** motion 'Approve the Revised Declaration of Need for 2023-24 School Year'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes
Thida Cornes Yes
Esmeralda Ortiz Yes

17.0 Board Operations

17.1 Board Suggestions for Future Board Reports/Meetings

Trustees may wish to share suggestions for future Board reports/meetings.

Recommendation: For information.

17.2 Communications/Correspondence

The Board of Trustees may wish to share communications/correspondence.

Recommendation: Information.

Board member Thida Cornes reported that Mayor Hicks has a public meeting on September 18, 2023, from 6:00 to 8:00 PM, dinner will be 5:00 PM to 6:00 PM. The location is Michael's Restaurant located at 2960 N Shoreline Blvd, Mountain View, CA 94043.

17.3 Date, Time and Place of Next Meeting

The Board of Trustees will meet next: Regular Board Meeting- Monday, September 11, 2023, at MVLA District Office, Board Room Future Board Meeting dates are: Regular Board Meeting –

Tuesday, September 26, 2023, at MVLA District Office, Board Room Regular Board Meeting - Monday, October 16, 2023, at MVLA District Office, Board Room Regular Board Meeting - Monday, November 13, 2023, at MVLA District Office, Board Room Regular Board Meeting - Monday, December 18, 2023, at MVLA District Office, Board Room

Recommendation: For information.

Future Board meeting dates were announced by Board President.

18.0 Resume Closed Session if Needed

The Board did not resume to closed session.

18.1 Items not Completed During the First Closed Session will be Carried Over to this Closed Session

Recommendation: Information/action.

No carry over needed.

19.0 Reconvene Open Session and Report Out Action Taken in Second Closed Session

Not applicable.

20.0 Adjournment

The Board meeting adjourned at 7:57 PM.

20.1 Adjourn Meeting

The meeting of the Board of Trustees of the Mountain View Los Altos High School District will adjourn.

Recommendation: Approve to adjourn the meeting.

ORIGINAL - Motion

Member **(Thida Cornes)** Moved, Member **(Esmeralda Ortiz)** Seconded to approve the **ORIGINAL** motion 'Approve to adjourn the meeting'. Upon a roll call vote being taken, the vote was: Aye: **3** Nay: **0**. The motion **Carried. 3 - 0**

Phil Faillace Yes

Thida Cornes Yes

Esmeralda Ortiz Yes