



## Mountain View Whisman School District Board of Trustees - Regular Meeting

1400 Montecito Avenue  
November 18, 2021  
6:00 PM

Dial in Phone Number: (669) 900 6833 US (San Jose)  
Meeting ID: 917 3361 0628  
Passcode: 855677  
There is no participant ID

Members of the public who call in to the meeting will be placed in a waiting room until the appropriate time to address the Board. During that time in the waiting room, the caller will not be able to hear the meeting. Callers can view and hear the meeting here: [youtube.com/mvwsd](https://youtube.com/mvwsd)

Members of the public who wish to address the Board during the Board of Trustees meeting may email comments to [publiccomments@mvwsd.org](mailto:publiccomments@mvwsd.org). In order to expedite the meeting, please send your comments by the Wednesday before the meeting. Staff will make all attempts to share and record any submissions received, however, depending on timing, late submissions will be provided to the Board after the conclusion of the meeting.

(Live streaming available at [www.mvwsd.org](http://www.mvwsd.org))

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***As a courtesy to others, please turn off your cell phone upon entering.***

Under Approval of Agenda, item order may be changed. All times are approximate.

**I. CALL TO ORDER (6:00 p.m.)**

The meeting was called to order at 6:05 p.m.

A. Pledge

Trustees President Devon Conley led the Pledge of Allegiance.

B. Roll Call

Present: Berman, Blakely, Chiang, Conley, Wheeler

Absent: None

C. Approval of Agenda

A motion was made by Ellen Wheeler and seconded by Christopher Chiang to approve the agenda, as presented.

Ayes: Berman, Blakely, Chiang, Conley, Wheeler

The following member of the public addressed the Board of Trustees:

- Steven Nelson

## II. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD CONCERNING ITEMS ON THE CLOSED SESSION AGENDA

The following member of the public addressed the Board of Trustees:

- Steven Nelson

## III. CLOSED SESSION

The meeting was adjourned to Closed Session at 6:08 p.m.

### A. Potential Litigation

1. Legal advice re: Anticipated Litigation [Pursuant to Government Code Section 54956.9(d)(2)] Student #: 60013435  
Significant exposure to litigation pursuant to subdivision (d)(2) of section 54956.9: One (1) potential case

### B. Public Employee Discipline/Dismissal/Release

1. Public Employee Discipline/Dismissal/Release (Gov. Code, § 54957, subd. (b)(1))

## IV. RECONVENE OPEN SESSION

The meeting was reconvened at 7:33 p.m.

### B. Closed Session Report

Present Conley reported a settlement agreement for student no. 60013435 was approved by a unanimous vote. This settlement requires reimbursement/funding to the student totaling \$70,000 and fully resolves students' claims for the 21-22 school years.

## V. CONSENT AGENDA (10 minutes)

All items on the Consent Agenda are considered to be routine and will be approved in one motion. If discussion is required, items may be removed for separate consideration.

A motion was made by Laura Blakely and seconded by Laura Berman to approve the Consent Agenda, as presented.

Ayes: Berman, Blakely, Chiang, Conley, Wheeler

The following member of the public addressed the Board of Trustees:

- Steven Nelson

Trustee President Conley thanked Ace Hardware for their donation of PPE approximately \$27,840 to Theuerkauf Elementary School.

- A. Personnel Report
  - 1. Personnel Report to the Board of Trustees
- B. Minutes
  - 1. Minutes for November 4, 2021 Regular Board Meeting
- C. Contracts
  - 1. Contracts
- D. Acceptance of Donation
- E. Approval of Payroll Report and Accounts Payable Warrant List for the Month of October 2021
- F. Mountain View Whisman School District HVAC Modernization and Replacement Project Change Order No. 2, Foothill Air Conditioning and Heating, Inc.
- G. Mountain View Whisman School District Office Alterations Project - Change Order No. 1, 101 Builders, Inc.
- H. Notice of Completion - HVAC Modernization and Replacement Project, Foothill Air Conditioning & Heating, Inc.
- I. Notice of Completion - Mountain View Whisman School District Office Alterations Project, 101 Builders, Inc.
- J. Solar Photovoltaic System and Data Acquisition System at School Sites- Change Order No. 5, ENGIE Services U.S., Inc.

## **VI. COMMUNICATIONS**

### A. Employee Organizations

Sean Dechter, MVEA President stated how hard teachers are working and that students' education should not be sacrificed.

### B. District Committees

No report at this time.

### C. Superintendent

Dr. Rudolph thanked Ace Hardware for their donation and mentioned the scalable vaccine clinic through Safeway at Palo Alto High School; it is from 9-4 p.m. also currently working with the County A vaccine clinic at Castro and Mistral School on December 1st.

## **VII. COMMUNITY COMMENTS**

The following member of the public addressed the Board of Trustees:

- Douglas Lange
- Danielle Tuffy
- Jessica Lee
- Paulette Sato
- Steven Nelson

## **VIII. REVIEW AND ACTION**

### **A. AB 361 State and Local Agencies: Teleconferences (10 minutes)**

A motion was made by Laura Berman and seconded by Laura Blakely to approve all District Board meetings, committee, advisory boards, and community meetings will remain accessible either through telephonic or virtual meetings for the next 30 day period commencing November 30-December 29, 2021, and be placed on the Consent agenda.

Ayes: Berman, Blakely, Chiang, Conley, Wheeler

The Board of Trustees decided they would continue to meet telephonically. All committees subject to either the Brown or Green Act will follow suit due to the Board's action; guidelines material were included as part of this item backup materials will be clarified for better understanding. Moving forward this item will be placed on the Consent on the agenda.

The following member of the public addressed the Board of Trustees:

- Mr. Nelson

### **B. Community Recognition Award Committee (10 minutes)**

Dr. Rudolph sought approval for the direction/process outlined to establish an ad-hoc Community Recognition Award Committee. Trustees decided to stay off the process. No action was taken on this item.

The following member of the public addressed the Board of Trustees:

- Mr. Nelson

### **C. Santa Clara County Committee 2021 Election (15 minutes)**

A motion was made by Laura Blakely and seconded by Laura Berman to unanimously vote for candidate Denise Ramón Herrera to represent District 1, James Van Pernis to represent Supervisorial District 3, and Ellen Wheeler to represent Supervisorial District 5.

Ayes: Berman, Blakely, Chiang, Conley, Wheeler

The Board of Trustees voted unanimously for candidate Denise Ramón Herrera to represent District 1, James Van Pernis to represent Supervisorial District 3, and Ellen Wheeler to represent Supervisorial District 5.

D. Resolution No. 01-111821 Affirming our commitment to fighting hate (20 minutes)

A motion was made by Laura Berman and seconded by Ellen Wheeler to adopt Resolution No. 01-111821 Affirming our commitment to the work necessary to fight oppression and hate in all forms and proclaiming the week of November 15 through November 19, in conjunction with jurisdictions throughout the Bay Area, as United Against Hate Week in the school district of Mountain View Whisman.

Ayes: Berman, Blakely, Chiang, Conley, Wheeler

In response to bias-motivated vandalism on our school campuses and acts of hate in our broader community, annually, the District will hold a United Against Hate Week.

The following member of the public addressed the Board of Trustees:

- Jennifer Alvalos

## **IX. REVIEW AND DISCUSSION**

A. Educator Effectiveness Block Grant (30 minutes)

The Educator Effectiveness Block Grant is one-time funding given to Districts to provide professional learning for teachers, administrators, paraprofessionals, and classified staff. Staff will bring back the plan at the December 9 Board meeting for approval to ensure the funding.

B. Planning for Annual Organizational Meeting (10 minutes)

Members of the Board discussed their interest in serving as president, vice president, clerk, and representing district committees.

Trustee Wheeler was interested in serving as Clerk, Trustee Berman as Vice President, and Trustee Blakely as President.

Trustee Conley would like to remain on the District Equity Advisory Committee and was interested in serving on the Santa Clara Co. School Board Association committee.

The Health and Wellness Committee was added to the Board Representatives Assignments as a non-voting member.

The following member of the public addressed the Board of Trustees:

- Mr. Nelson

C. COVID Update (15 minutes)

Dr. Rudolph gave the Trustees a COVID update. The testing program is working well; staff members are being tested on a weekly basis with the vaccine mandate in place.

## **X. BOARD UPDATES**

Trustee Chiang shared his gratitude for the leadership Trustee President Conley has demonstrated through the COVID crisis.

## **XI. ITEMS FOR FUTURE AGENDAS**

The following member of the public addressed the Board of Trustees:

- Mr. Nelson

## **XII. FUTURE BOARD MEETING DATES**

Dr. Rudolph mentioned two additional Special Meetings that were added in January:

- January 8, 2022 - Board Study Session 5-8 p.m.
- January 13, 2022 - Board Anti-Bias Training Session 9-2 p.m.

### **A. Future Board Meeting Dates**

December 9, 2021

January 6, 2022

January 20, 2022

February 10, 2022

## **XIII. ADJOURNMENT (10:00 p.m.)**

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### **NOTICES FOR AUDIENCE MEMBERS**

#### **1. RECORDING OF MEETINGS:**

The open session will be video recorded and live streamed on the District's website ([www.mwbsd.org](http://www.mwbsd.org)).

#### **2. CELL PHONES:**

As a courtesy to others, please turn off your cell phone upon entering.

#### **3. FRAGRANCE SENSITIVITY:**

Persons attending Board meetings are requested to refrain from using perfumes, colognes or any other products that might produce a scent or chemical emission.

#### **4. SPECIAL ASSISTANCE FOR ENGLISH TRANSLATION/INTERPRETATION:**

The Mountain View Whisman School District is dedicated to providing access and communication for all those who desire to attend Board meetings. Anyone planning to attend a Board meeting who requires special assistance or English translation or interpretation is asked to call the Superintendent's Office at (650) 526-3552 at least 48 hours in advance of the time and date of the meeting.

El Distrito Escolar de Mountain View Whisman esta dedicado a proveer acceso y comunicacion a todas las personas que deseen asistir a las reuniones de la Junta. Se pide que aquellas personas que planean asistir a esta reunion y requieren de asistencia especial llamen a la Oficina del Superintendente al (650) 526-3552 con por lo menos 48 horas de anticipacion del horario y fecha de esta reunion, para asi poder coordinar los arreglos especiales.

#### **5. DOCUMENT AVAILABILITY:**

Documents 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 1400 Montecito Avenue during normal business hours.

Los documentos que se les proveen a la mayoria de los miembros de la Mesa Directiva sobre los temas en la sesion abierta de este orden del dia estaran disponibles para la inspeccion publica en la

Oficina del Distrito, localizada en el 1400 Montecito Avenue durante las horas de oficinas regulares.