Policy Committee Meeting
Board Services Conference Room
March 4, 2019
2:00 p.m.

COMMITTEE MEETING CALLED TO ORDER 2:01 p.m.

<table>
<thead>
<tr>
<th>Committee Member</th>
<th>Arrival</th>
<th>Departure</th>
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<tr>
<td>Sue Deigaard</td>
<td>2:21 p.m.</td>
<td>3:00 p.m.</td>
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<td>Elizabeth Santos</td>
<td>2:01 p.m.</td>
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<td>Sergio Lira</td>
<td>2:06 p.m.</td>
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<td>Other Trustees</td>
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<td>Anne Sung</td>
<td>2:01 p.m.</td>
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Staff:  
Silvia Trinh, Chief of Staff  
Elneita Hutchins Taylor, General Counsel  
Vermeille Jones, Director Board Services  
Erica Deakins, Director, Academic Services

Other:  
Lisa McBride, Attorney, Thompson & Horton  
Dr. Doris Delaney, Conservator

DISCUSSION ITEMS FOR March 4, 2019

Review Notes from Previous Meetings  
No changes.

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• BOARD POLICY AE(LOCAL), EDUCATIONAL PHILOSOPHY

Discussion:  
Reviewed the updated policy changes, second reading approved to move forward on the board constraint piece of the policy.
Ms. Santos: The red font is for first reading and the blue font is for second reading. She wanted the equity part of the AE policy to be placed on the March 4th Agenda Review Meeting but she understands that there is time to place it on the agenda for the March 21st Board Meeting.

Dr. Lira: Trustee Sung did you have some thoughts on some additional progress measures?

Ms. Sung: There were some suggestions made by trustees that were presented at the last policy committee meeting. It is noted for discussion with the whole board.

Ms. Santos: If we want to add an additional constraint, we could submit it as an amendment.

Ms. Sung: We could discuss it today at agenda review.

Dr. Lira: Asks what happened to the equity definition

Ms. McBride: It is in the AE (LOCAL) first reading packet on page 10 of 12.

Ms. Trinh: Read an email sent by Ms. Jones that was sent to several administrative staff about the equity part of AE (LOCAL) not moving forward at the direction of President Davila. Ms. Trinh wants clarity for administration

Ms. Santos: Trustee Davila wanted them to work through the changes to the equity part of AE (LOCAL) today, and then they could still put it on the March 21st Board Agenda.

Ms. Jones: Clarifying the conversation with President Davila about not moving the equity definition forward until they had time to address necessary changes. There was also an issue of this policy as it needs to go through consultation.

Ms. Hutchins-Taylor: The new addition that was added in the equity part of AE (LOCAL) has not gone through consultation. Typically, things being voted on by the board goes to consultation. In her opinion the equity part of the policy does affect employees so it will need to go through the consultation process.

Ms. Santos: Asks for some additional guidance on where the equity piece will affect employees.

Ms. Sung: Points out # 5 as affecting employees.

Ms. Hutchins- Taylor: On page 2 of 12, “All employees and students shall be given the opportunity to develop critical racial, ethnic, and cultural competence so that they may
understand the contexts in which they teach, work, and learn.” When we are discussing what the district will do in terms of equity, it is the employees that will have to carry out this policy. Consultation groups may have some input they want to add and they “hold our feet to the fire” when there are things on the agenda that didn’t go through consultation. This is why Ms. Jones was asked to check with President Davila to see how she wanted to move forward.

Dr. Delaney: Was this policy discussed in the agenda prep meeting?

Ms. Hutchins-Taylor: The meetings and changes are coming through off the cycle, so we are missing those steps in the process.

Ms. Santos: We discussed at the last policy committee meeting that we were going to try to get it on quickly which is why we were having this meeting prior to Spring Break. She will touch bases with Trustee Davila.

Dr. Lira: “Who comprises the consultation?”

Ms. Hutchins-Taylor: These are the employee groups. We have teacher consultation, with HFT, TSTA, and Congress of Teachers. We also have the non-instructional consultation, and the same type of format for administrators.

Dr. Lira: When do the groups meet?

Ms. Hutchins-Taylor: We meet with the groups for consultation once a month. They are provided with the board agenda and provided an opportunity to give feedback and suggest additions.

Ms. Santos: Let’s have a conversation with Trustee Davila to get her input.

**Proposed Action Items for AE (Local):**

- Submit, with changes discussed, for the March 4, 2019 Agenda Review, for second reading and approval of the Board Constraint.
- Hold Board Policy AE (LOCAL) on the equity piece as it needs to go through consultation first

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**BOARD POLICY BDB(LOCAL), BOARD INTERNAL ORGANIZATION: BOARD COMMITTEES**

Discussion:
Ms. Hutchins-Taylor: Suggests the language reads on page 1 of 3, “in conjunction with the Board Legal Counsel and/or the Office of the General Counsel.”

**Proposed Action Items for BDB(LOCAL):**

- Submit, with changes discussed, for the March 4, 2019 Agenda Review for second reading.

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- BOARD POLICY BE(LOCAL), BOARD MEETINGS

  **Discussion:**
  BE (LOCAL) may change based on what is done with BED (LOCAL)

  Ms. McBride: There weren’t any changes to BE (LOCAL) at the last meeting but there were changes to BED (LOCAL)

**Proposed Action Items for BE(LOCAL):**

- Submit, with changes discussed, for the March 4, 2019 Agenda Review

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- BOARD POLICY BED(LOCAL), BOARD MEETINGS: PUBLIC PARTICIPATION

  **Discussion:**
  Ms. Sung: Clarification needed on the time limit of speakers for agenda items when someone is speaking to more than one agenda item

  Ms. McBride: The way the language is written, if you are #21 on the speaker list, you are bumped but if you are signed up to speak to another item with not as many speakers, you could consolidate your speaking time to address both items at one time.

  Ms. Santos: How does this work for ensuring we stay with the 50% of student outcomes?

  Ms. Deigaard: If someone is speaking to multiple agenda items then they would be moved to the agenda item that had the least number of speakers.
Ms. Sung: There is no provision here to limit time overall, and this is what we are missing. If we have an overall limit of 60 minutes, then within that we adjust. We have 60 minutes for speakers at agenda review and 30 minutes for hearing of citizens.

Language that should be added to the last paragraph on page 1 of 3 of BED (LOCAL) “The total time allotment for speakers to agenda items shall not exceed 60 minutes.”

Ms. McBride: We could say the board president has the right to limit the number of speakers in order to comply with the time limit.

Ms. Deigaard: We also discussed that the speaker's comments have to be germane to the topic they signed up to speak to, and on page 2 of 3, it states “should the speaker drift from the stated subject…” “a person receiving a second warning will forfeit their remaining time allotment.”

“Do we feel this is enough to encourage speakers to keep their comments germane to the agenda item?”

Is it worth adding the language stating that the speaker will not be allowed to speak for 30 days?

Can we also change the language of the policy from “he or she” to “the speaker?”

Ms. Santos: Agrees there should be a 30-day suspension for speakers that do not stay on topic or become disruptive.

Ms. McBride: There was a question from administration about whether we should move the paragraph on page 2 of 3 about “Should the speaker drift,” to page 3 of 3 under the disruption section.

Ms. Santos: Where would Ms. Deigaard's amendment go about a speaker not being able to speak for 30 days after a second warning.

Ms. Deigaard: Would like the language of that section to state, “and forfeits the remaining time allotment for the current meeting, and any other meetings in the next 30 days.”

Ms. Sung: Clarifying if the sections on page 1 flow together properly and asks what about if the speaker wants to bring handout material to speak to the agenda item. The 4th paragraph on page 1 is very specific to Hearing of Citizen.

Thinks we must repeat the language for the section for the agenda speakers regarding handout material.
Ms. Santos: Gave the idea of breaking out the Section for Speakers to Agenda Items by adding three sub-categories that reflect: Time Limit, Distribution of Handout Materials, and Board’s Response. Then breaking out the section for Hearing of Citizens into three sub-categories that reflect: Time Limit, Distribution of Handout Materials, and Board’s Response.

Ms. Deigaard: Would like the language to say, “on the business day before the agenda review,” for speakers to provide the handout material.

Ms. McBride: This policy on first reading is scheduled to be discussed this afternoon at Agenda Review and there are still a lot of changes being requested in addition to what is already published. This is a lot of changes to be handled at the table or during agenda review, so how do you all want to handle the changes.

Ms. Hutchins-Taylor: Are we ready to bring this forward today?

Ms. Santos: Yes, this is ready to be brought forward today, and the “wordsmithing” is not going to change the intent.

Ms. Hutchins-Taylor: Is Ms. McBride going to do the changes before 4:00?

Ms. Deigaard: We are going to do first reading as it is currently published, and changes can be made for the second reading.

Dr. Lira: He stated he is more concerned about the disruptive behavior piece of the policy that is located in BE (LOCAL) since this is not in here for today’s agenda.

Ms. McBride: There were no changes necessary for BE (LOCAL) at the last meeting.

Dr. Lira: He thought that was why they were having the meeting to “flesh this out” and to decide if the superintendent or the designee is going to have officers escort disruptive people out of the meetings. He wants to know when

Ms. Santos: We are still working on BED (LOCAL) and it refers to some changes for BE (LOCAL) and it is posted to be discussed at this meeting.

Ms. McBride: BE (LOCAL) has just not been brought forward for review at agenda review or the board meeting because there were no changes that have been adopted.

Ms. Deigaard: We can approve BED (LOCAL) on the first reading since as Ms., Santos stated it doesn’t change the intent with adding the overall number of minutes to the agenda review.
speakers and the other change of significance of someone being suspended from speaking for 30 days.

Ms. McBride: What are all the changes that have been requested for BED (LOCAL)? Its her understanding that there is a section called:

Speakers to Agenda Items then sub-categories under that would be:

- Time Limit
- Distribution of Handout Materials
- Board’s Response

Hearing of Citizens

- Time Limit
- Distribution of Handout Materials
- Board’s Response

Dr. Lira: Ms. Sung what happened to the Learning and Engagement Meetings that were supposed to be implemented?

Ms. Sung: From her understanding there were just legal and logistical challenges to handling the meeting that way, so we are basically restricting Agenda Review. This is where the Q & A document will come in.

Ms. McBride: There were also some concerns that were brought up by other trustees, as the idea was originally "a table per topic," was what if you had people that wanted to speak to more than one topic, and who would handle the logistics of that working if a board member and appropriate staff member that has that expertise.

Ms. Sung: She had concerns from the community of what if they wanted to speak to different items and they wanted their voices to be heard to all of the board members not just to one.

Dr. Lira: Suggested using the parking lot method with chart paper
Dr. Delaney: She spoke with the Deputy Commissioner about the idea of the round table and the concern is that if administration is involved with the round table, it’s no longer considered community engagement. Community engagement is considered dialogue between the trustee and the community only.

Dr. Lira: Wants language added to BED (LOCAL) that students will be given preference to speak first.

Ms. Santos: Add the language anytime it has to deal with speakers, that students will be given preference to speak first.

Ms. McBride: Students having preference to speak first is in the Board president’s script.

Dr. Lira: He stated he wanted the language of students having preference to speak first, in policy. This will be added to the Agenda Speakers section and the Hearing of Citizens section.

Add language regarding the use of disparaging or abusive comments

Ms. McBride: The changes we have made today to the section is as follows: “They will forfeit the remaining time for the current board meeting and any allotment for the next 30 days," and she clarified if Dr. Lira wanted to add, “and be removed.”

Dr. Lira: If they become disruptive or abusive.

Ms. McBride: Recited the changes as they currently reflect with Dr. Lira’s suggestion as, “If a second warning is required then the speaker shall forfeit the remaining time for the current board meeting and any allotment for the next 30 days.”

Ms. Santos: Doesn’t agree with the “and may be removed” language

**Proposed Action Items for BED(LOCAL):**

- Submit, with changes discussed, for the March 4, 2019 Agenda Review, for first reading.

**BOARD POLICY BE(LOCAL), BOARD MEETINGS**

**Discussion:**

Dr. Lira: Speaking to the section titled Conduct During Board Meeting on page 3 of 3 and feels this should be interpreted that a disruptive person should be removed from the meeting.

He recommends adding an item under the section for calling out trustees by name or using derogatory language.
Ms. Santos: She wants language that will protect her constituents. This was discussed at the last meeting when they discussed whose responsibility it will be, the superintendent or the board president, to have law enforcement get involved during the board meeting.

Dr. Lira: He suggests changing the language to the prohibited conduct section of the policy. Add “use of any derogatory, disparaging, or abusive language intended to trustee(s) individually or as a group, no use of individual finger pointing or calling out specific names of trustees will be allowed.”

Ms. Sung: Wondering when the board would discuss the non-policy pieces of the changes being requested such as the Q&A document, changes to the script, so there is a timeline implemented for the roll-out of achieving this 50% goal of student outcomes.

Ms. Santos: We will discuss with Trustee Davila the idea of having a Board Policy Committee Report.

Meeting Adjourned: 3:30 p.m.