

**MARYSVILLE JOINT UNIFIED SCHOOL DISTRICT**

**1919 B Street, Marysville, CA 95901**

**District Office (Conference Room #1)**

**BOARD MEETING ~ BOARD OF TRUSTEES**

**September 22, 2020**

**AGENDA**

***Participation Available Via Teleconference***

**Phone Number: 1-669-900-9128 (San Jose)**

**Meeting ID Number: 929 2842 3075**

**For those viewing but not participating, the open session  
livestream can be found at:**

**<https://youtu.be/aU5mD66Whas>**

*The agenda for board meetings can be made available upon request in a format appropriate for a person with a disability. If you are an individual with a disability who needs special accommodations to participate, please call 749-6101 at least 24 hours in advance. Accommodations may include but are not limited to interpreters, parking, and accessible seating.*

**Open Session agenda related documents and pages in Special Reports can be viewed on the MJUSD website [[www.mjUSD.com](http://www.mjUSD.com) – Select: "Board" and "Agendas and Minutes"].**

**4:30 P.M. ~ OPEN SESSION**  
**CONFERENCE ROOM #1**

**CALL MEETING TO ORDER**

**ROLL CALL**

Mr. Randy L. Rasmussen, President	_____
Mr. Frank J. Crawford, Vice President	_____
Ms. Susan E. Scott, Clerk	_____
Mr. Jim C. Flurry, Trustee Representative	_____
Mr. Paul F. Allison, Member	_____
Mr. Jeff D. Boom, Member	_____
Mr. Randy L. Davis, Member	_____

**CLOSED SESSION**  
**CONFERENCE ROOM #1**

*The Board strives to commence open session in a timely manner. To achieve this goal, the Board may be required to continue closed session at the conclusion of the open session agenda. In such cases, the Board will diligently seek to address all matters requiring the attendance of students and parents (e.g. student expulsion/reinstatement and enrollment matters) prior to reconvening in open session. Pursuant to Government Code Section 54954.3, members of the public shall be given the opportunity to address the Board on closed session agenda items prior to the Board's consideration of the item. Typically, this opportunity will occur immediately prior to the Board's consideration.*

1. **CONFERENCE WITH LEGAL COUNSEL — EXISTING LITIGATION** **MOTION**  
(Govt. Code Paragraph (1) of subdivision (d) of Section 54956.9(d)(1)  
*Ethan Conrad v. Marysville Joint Unified School District, et al.*  
Yuba County Superior Court Case No.: CVCV20-00190

2. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION: SUPERINTENDENT** **MOTION**

**5:30 P.M. ~ REGULAR MEETING**  
**CONFERENCE ROOM #1**

**PLEDGE OF ALLEGIANCE**

Frank Crawford, Vice President to the Board of Trustees.

**ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION**

**COMMENTS FROM BOARD MEMBERS**

**OPPORTUNITY FOR EMPLOYEE ORGANIZATIONS TO ADDRESS THE BOARD**

- ♦ **Marysville Unified Teachers' Association**
- ♦ **Operating Engineers Local Union #3**
- ♦ **California School Employees' Association #326 and #648**
- ♦ **Association of Management and Confidential Employees**
- ♦ **Supervisory Unit**

**PUBLIC COMMENTS**

**(NOTE: For teleconference meetings, please submit Public Comment card located on the district webpage at [www.mjusd.com](http://www.mjusd.com) under "Board" before the board meeting begins.)**

Persons wishing to address the Board are requested to fill out a "Public Comments" card before the start of the meeting and give it to the secretary, board president, or superintendent. The public may address topics not on the agenda during this section of the agenda or ask they be heard during a specific agenda item. **Comments are limited to a maximum of three minutes per speaker — 20 minutes total time for public input on each item per Board Bylaw 9323.**

The Ralph M. Brown Act prevents the Board of Trustees from responding to these comments with the exception of clarifying questions. The California Government Code, Section 54954.2.a states, "No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3"

(Public Comments – continued)

How do I get an item placed on a meeting agenda for discussion?

If members of the public wish to have an item agendaized for discussion or action, it must be a “matter directly related to school district business” (Education Code 35145.5). You must submit a letter describing the issue to be agendaized in as much detail as possible to the Superintendent. The request must be received no less than nine business days prior to a regularly scheduled board meeting. The Board and/or Superintendent will determine how and when to agendaize the request.

**SUPERINTENDENT'S REPORT**

**SUPERINTENDENT**

**1. APPROVAL OF MINUTES**

- ♦ Minutes from the regular board meeting of 9/8/20.

**MOTION**

**2. CONSENT AGENDA**

**MOTION**

The Board is requested to approve the Consent Agenda items under **Educational Services, Student Services, Categorical Programs, Personnel Services, and Business Services**. Please refer to details where these items are described fully.

**EDUCATIONAL SERVICES**

**1. MOU WITH OLIVEHURST PUBLIC UTILITY DEPARTMENT FOR ELLA ELEMENTARY SCHOOL**

**CONSENT AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the MOU with Olivehurst Public Utility Department (OPUD) for Ella Elementary School to participate in the Olivehurst Water Education Outreach Program for the 2020-21 school year.

***Background~***

The MOU formulates the work plan and approach for implementing the OPUD Water Education Program to educate children about their drinking water and where it comes from as well as increase their environmental literacy.

***Financial Impact~***

None

***Recommendation~***

Recommend the Board approve the MOU. See Special Reports, Pages 1-3.

**2. AGREEMENT WITH EDMENTUM FOR MARYSVILLE HIGH SCHOOL**

**CONSENT AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the agreement with Edmentum for Marysville High School for the 2020-21 school year in the amount of \$6,007.80 plus tax.

(Educational Services/Item #2 – continued)

***Background~***

This computer based instructional curriculum will provide various online courses creating an opportunity for credit recovery to the students at Marysville High School.

***Financial Impact~***

General Fund 01 – Title I

***Recommendation~***

Recommend the Board approve the agreement. See Special Reports, Pages 4-7.

**STUDENT SERVICES**

**1. MOU WITH PARENT FOR MILEAGE REIMBURSEMENT IN LIEU OF DISTRICT TRANSPORTATION**

**CONSENT  
AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board ratify the MOU with a parent who will be providing transportation for their student with special needs to and from school in lieu of utilizing district specialized transportation for the 2020-21 school year in the amount not to exceed \$10,184.40 retroactive to 8/25/20.

***Background~***

The MJUSD, on occasion, will reimburse a parent for the provision of transportation when it is agreed that utilizing district specialized transportation is not the better option within the offer of a Free and Appropriate Public Education. With attendance verification, the district will reimburse the parent the standard IRS mileage reimbursement rate which is currently 57.5 cents per mile.

***Financial Impact~***

General Fund 01 - Special Education Restricted

***Recommendation~***

Recommend the Board ratify the MOU. See Special Reports, Page 8.

**CATEGORICAL PROGRAMS**

**1. 2019-20 SINGLE PLAN FOR STUDENT ACHIEVEMENT EVALUATIONS**

**CONSENT  
AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the 2019-20 Single Plan for Student Achievement (SPSA) Evaluations for the following school sites: Arboga, Browns Valley, Cedar Lane, Cordua, Covillaud, Dobbins, Edgewater, Ella, Johnson Park, Kynoch, Linda, Loma Rica, Olivehurst, Yuba Feather, Foothill, McKenney, Yuba Gardens, Lindhurst, Marysville, Marysville Charter Academy for the Arts, South Lindhurst, and Community Day.

(Categorical Programs/Item #1 – continued)

***Background~***

Ed Code Section 64001 requires school site councils to evaluate the effectiveness of the planned activities outlined in the SPSA. In the cycle of continuous improvement of student performance, goal evaluation results will provide data for the following year's plan.

***Recommendation~***

Recommend the Board approve the evaluations. (The plans are available to review online or in the Categorical Programs Department's Office.)

**2. 2020-21 SCHOOL-PARENT COMPACTS**

**CONSENT  
AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the 2020-21 School-Parent Compacts for the following school sites: Arboga, Browns Valley, Cedar Lane, Cordua, Covillaud, Edgewater, Ella, Johnson Park, Kynoch, Linda, Loma Rica, Olivehurst, Foothill, McKenney, Yuba Gardens, Lindhurst, Marysville, Marysville Charter Academy for the Arts, South Lindhurst, and Community Day.

***Background~***

School-Parent Compacts outline how the parents, the entire school staff, and the students will share in the responsibility for improved student academic achievement and the means by which the school and parents will build and develop a partnership that will help children achieve the state high academic standards.

***Recommendation~***

Recommend the Board approve the compacts. (The compacts are available to review online or in the Categorical Programs Department's Office.)

**3. 2020-21 SCHOOL, PARENT, AND FAMILY ENGAGEMENT POLICIES**

**CONSENT  
AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the 2020-21 School, Parent, and Family Engagement Policies for the following school sites: Arboga, Browns Valley, Cedar Lane, Cordua, Covillaud, Dobbins, Edgewater, Ella, Johnson Park, Kynoch, Linda, Loma Rica, Olivehurst, Yuba Feather, Foothill, McKenney, Yuba Gardens, Lindhurst, Marysville, Marysville Charter Academy for the Arts, South Lindhurst, and Community Day.

***Background~***

With the approval of the Board, each Title I school shall jointly develop with, and distribute to, parents of Title I students a written parent and family engagement policy that is agreed upon and updated annually to meet the changing needs of parents and the school. The policy describes the means for carrying out the requirements of subsections 20 U.S.C. § 6318 through policy involvement, shared responsibilities for high student academic achievement, building capacity for involvement, and accessibility.

(Categorical Programs/Item #3 – continued)

***Recommendation~***

Recommend the Board approve the policies. (The policies are available to review online or in the Categorical Programs Department's Office.)

**4. 2020-21 SCHOOL PLAN FOR STUDENT ACHIEVEMENT**

**CONSENT  
AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the 2020-21 School Plan for Student Achievement (SPSA) for the following school sites: Arboga, Browns Valley, Cedar Lane, Cordua, Covillaud, Dobbins, Edgewater, Ella, Johnson Park, Kynoch, Linda, Loma Rica, Olivehurst, Yuba Feather, Foothill, McKenney, Yuba Gardens, Lindhurst, Marysville, Marysville Charter Academy for the Arts, South Lindhurst, and Community Day.

***Background~***

The SPSA is a strategic plan that maximizes the resources available to the school while minimizing duplication of effort with the ultimate goal of increasing student achievement. The SPSA consolidates all school-level planning efforts into one plan for programs funded through the consolidated application (ConApp), and for federal school improvement programs, pursuant to California Education Code (EC) Section 64001 and the Elementary and Secondary Education Act as amended by the Every Student Succeeds Act (ESSA). This template is designed to meet schoolwide program planning requirements. Title I schools are required to develop SPSAs in conjunction with school site councils. School site councils approve, monitor, and evaluate the plans.

***Recommendation~***

Recommend the Board approve the SPSAs. (The plans are available to review online or in the Categorical Programs Department's Office.)

**PERSONNEL SERVICES**

**1. CERTIFICATED EMPLOYMENT**

**CONSENT  
AGENDA**

**Violeta Hernandez**, Counselor/DO, probationary, 2020-21 SY  
**Julia Ortiz**, Teacher/YGS, probationary, 2020-21 SY

**2. CLASSIFIED EMPLOYMENT**

**CONSENT  
AGENDA**

**Sarena M. Wright**, Clerk II/MCK, 8 hour, 10 month, probationary, 9/1/20

**3. CLASSIFIED PROMOTION**

**CONSENT  
AGENDA**

**Alma R. DeRee**, Financial Bookkeeper III/DO, 8 hour, 12 month, permanent, to Accounting Specialist/DO, 8 hour, 12 month, probationary, 9/4/20

**4. CLASSIFIED TRANSFERS**

**CONSENT  
AGENDA**

**Shelly A. Arrenquin**, Accounting Technician/DO, 8 hour, 12 month, permanent, to High School Principal Secretary/MCAA, 8 hour, 12 month, permanent, 9/14/20  
**Cheyenne M. Levally**, Para Educator/OLV, 3.5 hour, 10 month, permanent, to Para Educator/LIN, 6 hour, 10 month, permanent, 9/6/20  
**Alicia M. Saikeo**, Para Educator/OLV, 3.5 hour, 10 month, permanent, to Para Educator/LHS, 6 hour, 10 month, permanent, 9/6/20

(Personnel Services – continued)

**5. CLASSIFIED RESIGNATIONS**

**CONSENT  
AGENDA**

**Kim D. Austin**, Literacy Resource Technician/LIN, 8 hour, 10 month, retirement, 8/1/20

**Abigail E. Harvey**, Para Educator/YFS, 3.5 hour, 10 month, personal, 9/11/20

**Edgardo Jaramillo Rosas**, Personal Aide/CLE, 3.5 hour, 10 month, moving out of the area, 8/6/20

**Sarena M. Wright**, After School Program Support Specialist/MCK, 6 hour, 10 month, accepted another position within the district, 8/31/20

**6. MOU WITH SAN DIEGO COUNTY OFFICE OF EDUCATION FOR ADULT AND CAREER TECHNICAL EDUCATION CREDENTIAL PROGRAM**

**CONSENT  
AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the MOU with the San Diego County Office of Education (SDCOE) for the Designated Subjects Adult and Career Technical Education Credential Program from 9/23/20 to 2025.

***Background~***

The SDCOE is authorized by the California Commission on Teacher Credentialing (CCTC) to provide induction support for career technical education programs. Pursuant to the provisions of the Education Code of the State of California, the governing board of any school district is authorized to enter into agreements with any institution approved by the CCTC as a teacher education institution to provide teaching experience to students enrolled in the teacher preparation and support programs.

***Financial Impact~***

None

***Recommendation~***

Recommend the Board approve the MOU. See Special Reports, Pages 9-11.

**BUSINESS SERVICES**

**1. AGREEMENT WITH RICH VALENTINI FOR CONSULTANT SERVICES AT MCAA**

**CONSENT  
AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the agreement with Rich Valentini for consultant services at MCAA during the 2020-21 school year in the amount of \$8,176.

***Background~***

Rich Valentini will provide math intervention and support to students four hours per day, two days per week for 50 service days.

***Financial Impact~***

Charter School 09 – Site Discretionary

***Recommendation~***

Recommend the Board approve the agreement. See Special Reports, Pages 12-22.

(Business Services – continued)

**2. AGREEMENT WITH BSN SPORTS FOR MARYSVILLE HIGH SCHOOL**

**CONSENT  
AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the agreement with BSN Sports for Marysville High School to participate in the rewards program to receive a discounted price for athletic apparel and equipment.

***Background~***

BSN/Nike provides high quality products at a reasonable price for MHS Athletics with customer service representatives who meet in person with our coaches. BSN also provides Nike 5% funding rebate that can be used to purchase needed equipment such as stands for the swimming program or weights for the weight room.

***Financial Impact~***

None

***Recommendation~***

Recommend the Board approve the agreement. See Special Reports, Pages 23-24.

**3. UNDERWRITER ENGAGEMENT LETTER WITH D.A. DAVIDSON & CO.  
FOR MJUSD 2020 REFUNDING COPS**

**CONSENT  
AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the Letter of Engagement with D.A. Davidson & Co. to serve as managing underwriter of the proposed offering and issuance of the 2020 Refunding Certificates of Participation (COPs).

***Background~***

This approval authorizes the engagement of D.A. Davidson & Co. to provide underwriting services for the MJUSD's proposed offering and issuance of its 2020 Refunding Certificates of Participation. The letter of engagement confirms the terms of engagement; however, it is anticipated that this letter will be replaced and superseded by a bond purchase agreement to be entered into by the parties if and when the Certificates are priced following successful completion of the offering process.

Included with the Letter of Engagement are Disclosures by D.A. Davidson & Co. as Underwriter pursuant to the Municipal Securities Rulemaking Board (MSRB) Rules G-17 and G-23 2020 Refunding Certificates of Participation.

***Financial Impact~***

No impact to the General Fund

***Recommendation~***

Recommend the Board approve the letter of engagement. See Special Reports, Pages 25-30.



(Business Services – continued)

**4. AGREEMENT WITH SCHOOL BROADCAST PROGRAM, PLAYON! SPORTS FOR MARYSVILLE HIGH SCHOOL** **CONSENT AGENDA**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the agreement with School Broadcast Program, PlayOn! Sports from 9/23/20-9/23/25 in the amount of \$2,500.

***Background~***

The NFHS Network School Broadcast Program provides schools with the software and tools needed to produce and broadcast professional grade events online. Broadcast live coverage of school sports, graduations, news, guest speakers, interviews, and award ceremonies. When athletic contests are allowed to resume, families can subscribe and watch sporting events in the event spectators cannot attend.

***Financial Services~***

General Fund 01 - Site Discretionary

***Recommendation~***

Recommend the Board approve the agreement. See Special Reports, Pages 31-41.

❖ **End of Consent Agenda** ❖

**NEW BUSINESS**

**EDUCATIONAL SERVICES**

**RESOLUTION 2020-21/07—AVAILABILITY OF TEXTBOOKS AND INSTRUCTIONAL MATERIALS**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board hold a public hearing to approve the resolution on the availability of textbooks and instructional materials for the 2020-21 school year.

***Background~***

Education codes require the Board of any local educational agency receiving state instructional materials funds hold a public hearing on the availability of textbooks and/or instructional materials.

***Recommendation~***

Recommend the Board hold a public hearing. A motion is required to close the public hearing. A motion is also required to approve the resolution. See Special Reports, Pages 42-45.

**HOLD PUBLIC HEARING**

**MOTION TO CLOSE PUBLIC HEARING**

**MOTION TO APPROVE RESOLUTION**

(Educational Services – continued)

**2. DISTRICT LEARNING CONTINUITY PLAN**

**MOTION**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the district Learning Continuity and Attendance Plan (Learning Continuity Plan).

***Background~***

LEAs are required to prepare a Learning Continuity and Attendance Plan according to Californian Education Code 43509. The plan replaces the annual Local Control and Accountability Plan (LCAP) update and provides information on how student learning continuity will be addressed during the COVID-19 crisis in the 2020-21 school year. The provisions for the plan were approved by the Governor and Legislature in June SB 98. The Learning Continuity Plan describes the school district's overall vision for addressing gaps in learning, conducting meaningful stakeholder engagement, maintaining transparency, addressing the needs of unduplicated pupils, students with unique needs, and students experiencing homelessness, providing access to necessary devices and connectivity for distance learning providing resources and supports to address student and staff mental health, and social-emotional well-being, and continuing to provide school meals for students. Meetings were held with the District Advisory Committee (DAC) on 10/24/19 and 2/20/20 which identified priorities and goals. On 1/31/20, a video presentation and survey were posted on the MJUSD website and sent to all stakeholders including English Learner Parents, DAC, staff, and students through Aeries Messenger (email, text, and telephone). The LCAP survey was available for stakeholders in English, Spanish, and Hmong. Over 500 responses were submitted. Between April and July 2020, two reopening of school presentations were conducted at regularly scheduled board meetings, a Learning Continuity Plan video, and a survey of stakeholders was delivered through Aeries Messenger and posted on the MJUSD website on 8/27/20. The public hearing was held on 9/8/20.

***Recommendation~***

Recommend the Board approve the district Learning Continuity Plan. See Special Reports, Pages 46-62.

**3. MCAA LEARNING CONTINUITY PLAN**

**MOTION**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the Marysville Charter Academy for the Arts (MCAA) Learning Continuity and Attendance Plan (Learning Continuity Plan).

***Background~***

Charters are required to prepare a Learning Continuity and Attendance Plan according to Californian Education Code 43509. The plan replaces the annual Local Control and Accountability Plan (LCAP) update and provides information on how student learning continuity will be addressed during the COVID-19 crisis in the 2020-21 school year. The provisions for the plan were approved by the Governor and Legislature in June SB 98. The Learning Continuity Plan describes the school's overall vision for addressing gaps in learning, conducting meaningful stakeholder engagement, maintaining transparency, addressing the needs of unduplicated pupils, students with unique needs, and students experiencing homelessness, providing access to necessary devices and connectivity for distance learning providing resources and supports to address student and staff mental health, and social-emotional well-being, and continuing to provide school meals for students. Meetings were held with the Site Council on 8/27/20 where priorities and goals were identified. Between April and July 2020, two reopening of school presentations were conducted at regularly scheduled board meetings, a Learning Continuity Plan video, and a survey of stakeholders was delivered through Aeries Messenger and posted on the MJUSD website on 8/27/20. The public hearing was held on 9/8/20.

***Recommendation~***

Recommend the Board approve the MCAA Learning Continuity Plan. See Special Reports, Pages 63-81.

**BUSINESS SERVICES**

1. **RESOLUTION 2020-21/09 — AUTHORIZING THE EXECUTION AND DELIVERY OF A GROUND LEASE, A LEASE AGREEMENT, A TRUST AGREEMENT, AN ESCROW AGREEMENT, A CERTIFICATE PURCHASE AGREEMENT AND A CONTINUING DISCLOSURE CERTIFICATE WITH RESPECT TO THE EXECUTION AND DELIVERY OF MARYSVILLE JOINT UNIFIED SCHOOL DISTRICT REFUNDING CERTIFICATES OF PARTICIPATION, AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH REFUNDING CERTIFICATES EVIDENCING PRINCIPAL IN AN AGGREGATE AMOUNT OF NOT TO EXCEED \$36,000,000, AUTHORIZING THE DISTRIBUTION OF AN OFFICIAL STATEMENT IN CONNECTION THEREWITH AND AUTHORIZING THE EXECUTION OF NECESSARY DOCUMENTS AND CERTIFICATES AND RELATED ACTIONS**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the resolution authorizing the execution and delivery of a Ground Lease, Lease Agreement, Trust Agreement, Escrow Agreement, Certificate Purchase Agreement, and Continuing Disclosure Certificate, and authorizing staff to take all necessary actions for the execution and delivery of the Marysville Joint Unified School District Refunding Certificates of Participation, Series 2020 (Federally Taxable – Crossover Refunding).

**MOTION**

**Background~**

In order to finance certain capital projects and to refinance the Marysville Joint Unified School District 2006 Certificates of Participation, the district caused its Marysville Joint Unified School District 2012 Certificates of Participation (Refunding and Capital Projects) (the “Prior Certificates”) to be executed and delivered. It is proposed that the district cause all or a portion of the Prior Certificates to be refinanced at a lower interest cost for savings to the district’s General Fund.

In order to accomplish the refinancing, the district proposes executing and delivering the Marysville Joint Unified School District Refunding Certificates of Participation, Series 2020 (Federally Taxable – Crossover Refunding) (the “Refunding Certificates”) in a principal amount not to exceed \$36,000,000. It is proposed that the refinancing of the Prior Certificates be effected through a “crossover” refunding by depositing the proceeds of sale of the Refunding Certificates in an escrow in an amount sufficient to pay (a) the principal and interest evidenced by the Refunding Certificates to a designated date before the maturity of the Prior Certificates on which date the Prior Certificates are to be prepaid (the “Crossover Date”) and (b) the accreted value due on the Prior Certificates at the Crossover Date. Proceeds of the Refunding Certificates will also be used to pay the costs incurred in connection with the execution and delivery of the Refunding Certificates.

The proposed transaction is structured as a lease/leaseback between the district and the Marysville Joint Unified School District Financing Corporation (the “Corporation”). The district expects to lease certain land and improvements, consisting of the District Administrative Office and the Olivehurst Elementary School, to the Corporation pursuant to the Ground Lease, and to sublease the property back for continued use by the district, pursuant to the Lease Agreement. The obligation to pay rent each year under the Lease Agreement will be evidenced by the Refunding Certificates, and the Refunding Certificates will be sold to investors.

The proposed resolution approves a not-to-exceed amount of \$36,000,000 in aggregate principal for the Refunding Certificates. The resolution also approves the draft forms of legal documents necessary for this transaction including the following:

1. Ground Lease
2. Lease Agreement
3. Trust Agreement
4. Escrow Agreement
5. Certificate Purchase Agreement
6. Continuing Disclosure Certificate
7. Preliminary Official Statement

(Business Services/Item #1 – continued)

The district has engaged Isom Advisors, a Division of Urban Futures, Inc. to perform financial advisory services in connection with the delivery of the Refunding Certificates. The Refunding Certificates are to be purchased by D.A. Davidson & Co., the Underwriter selected by the district. The district will be represented by Orrick, Herrington & Sutcliffe LLP as special counsel and disclosure counsel and by Kingsley Bogard, LLP as counsel to the district and the Corporation.

***Financial Impact~***

By executing and delivering the Refunding Certificates and prepaying the Prior Certificates, the district will reduce its lease financing payment obligations on the Prior Certificates providing savings to the district's General Fund.

***Recommendation~***

Recommend the Board approve the resolution and authorize staff to take all necessary actions for the execution and delivery of the Refunding Certificates. A representative from Isom Advisors will be available to answer questions. See Special Reports, Pages 82-93. (Additional documents are included in each board member's packet and available to review online or in the Superintendent's Office.)

**2. RESOLUTION 2020-21/10 — TEMPORARY INTERFUND TRANSFERS  
PURSUANT TO E.C. 42603**

**MOTION**

***Purpose of the agenda item~***

The purpose of the agenda item is to request the Board approve the resolution to establish temporary interfund transfers of special or restricted funds.

***Background~***

This resolution provides the district with options in case of cash flow problems within the current fiscal year. At this time, administration does not anticipate the need for interfund borrowing, but respectfully requests this resolution be approved should circumstances change within the current year.

The governing board of any school district may direct that funds held in any fund or account may be temporarily transferred to another fund or account of the district for payment of obligations as authorized by Education Code Section 42603. The transfer shall be account for as temporary borrowing between funds or accounts and shall not be available for appropriation or be considered income to the borrowing fund or account. Amounts transferred shall be repaid either in the same fiscal year, or in the following fiscal year, if the transfer takes place within the final 120 calendar days of a fiscal year.

***Recommendation~***

Recommend the Board approve the resolution. See Special Reports, Page 94.

### **3. MITIGATION AGREEMENT WITH HABITAT FOR HUMANITY**

***Purpose of the agenda item~***

## Background~

### ***Recommendation~***

## PERSONNEL SERVICES

## **1. SUPERINTENDENT EMPLOYMENT CONTRACT EXTENSION**

**MOTION**

***Purpose of the agenda item~***

## Background~

### ***Recommendation~***

**CLOSED SESSION** - *continued if needed*

## ADJOURNMENT

[illegible]

Agenda  
9/22/20

## **SCHOOL BOARD MEETING FORMAT**

### **What is a School Board Meeting?**

A School Board Meeting is the normal business meeting of the governing board at which district business is conducted. It is not a public meeting where questions and discussion come from the audience. Members of the audience may address their comments to the Board during the *time at which the Board is discussing the agenda item*. Comments are limited to a maximum of three minutes per speaker (20 minutes total time for public input) on each item per Board Bylaw 9323.

### **Notification of Meetings**

To provide the public with information regarding agenda items being considered by the Board of Trustees, a public notice is published as follows:

- \* Posted on the MJUSD district website at [www.mjUSD.com](http://www.mjUSD.com).
- \* Posted on the Public Notice Bulletin Board at the MJUSD District Office at 1919 B Street, Marysville, CA 95901 [located in the hallway outside the Superintendent's Office, Room 101].
- \* Emailed to all employees of the district, the Appeal-Democrat, and KUBA.

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