Western Placer Unified School District

Regular Meeting of the Board of Trustees

November 16, 2021

Lincoln High School – Performing Arts Theater

790 J Street, Lincoln, CA 95648

MINUTES

2021-2022 Goals & Objectives (G & 0) for the Management Team: Component I: Quality Student Performance; **Component II:** Curriculum Themes; **Component III:** Special Student Services; **Component IV:** Staff & Community Relations; **Component V:** Facilities/Administration/Budget.

All Open Session Agenda related documents are available to the public for viewing at the Western Placer Unified School District Office located at 600 Sixth Street, Fourth Floor in Lincoln, CA 95648.

Board Members Present:

Kris Wyatt, President
Damian Armitage, Vice President
Criste Freymond, Clerk
Jason Price, Member
April Nitsos, Member

Others Present:

Kerry Callahan, Superintendent
Scott Pickett, Assistant Superintendent of Educational Services
Audrey Kilpatrick, Assistant Superintendent of Business & Operations
Cliff De Graw, Assistant Superintendent of Personnel Services
Maria Gonzalez, Administrative Assistant to the Superintendent
Ariana Dolan, Student Advisory LHS

6:00 P.M. START

1. **CALL TO ORDE/ROLL CALL** – Lincoln High School – Performing Arts Theater

2. **COMMUNICATION FROM THE PUBLIC**
   There was no communication from the public

6:05 P.M.

3. **CLOSED SESSION** – Lincoln High School – Room 72
   - 3.1 **CONFERENCE WITH LABOR NEGOTIATOR**
     Bargaining groups: WPTA & CSEA Negotiations
     Agency Negotiators:
     ~Kerry Callahan, Superintendent
     ~Scott Pickett, Assistant Superintendent of Educational Services
     ~Cliff De Graw, Assistant Superintendent of Personnel Services
     ~Audrey Kilpatrick, Assistant Superintendent of Business and Operations
   - 3.2 **PERSONNEL**
     Public Employee Employment/Discipline/Dismissal/Release
   - 3.3 **STUDENT DISCIPLINE/EXPULSION PURSUANT TO E.C. 48918**
     Student Discipline – Stipulated Expulsion Student #21-22-A

7:00 P.M.

4. ADJOURN TO OPEN SESSION/PLEDGE OF ALLEGIANCE – Lincoln High School, Performing Arts Theater.
The Board of Trustees will disclose any action taken in Closed Session regarding the following items:

4.1 ***Page 9*** **- CONFERENCE WITH LABOR NEGOTIATOR**
Bargaining groups: WPTA & CSEA Negotiations
Agency Negotiators:
~Kerry Callahan, Superintendent
~Scott Pickett, Assistant Superintendent of Educational Services
~Cliff De Graw, Assistant Superintendent of Personnel Services
~Audrey Kilpatrick, Assistant Superintendent of Business and Operations

No action taken

4.2 ***Page 10*** **- PERSONNEL**
Public Employee Employment/Discipline/Dismissal/Release

No action taken

4.3 ***Page 11*** **- STUDENT DISCIPLINE/EXPULSION PURSUANT TO E.C. 48918**
Student Discipline – Stipulated Expulsion Student #21-22-A

No action taken

5. ***Page 13-29*** **- CONSENT AGENDA**
5.1 Certificated Personnel Report
5.2 Classified Personnel Report
5.3 Ratification of Contract between Props Tree & Landscape, Inc. and Western Placer Unified School District
5.4 Ratification of Contract with Coach USA – All West and Western Placer Unified School District
5.5 Approve Location Agreement between WhitSnacks Healthy Vending and Western Placer Unified School District/Twelve Bridges High School
5.6 Temporary Increase in Certificated Substitute Compensation Rates
5.7 Student Discipline – Stipulated Expulsion Student #21-22-A

April Nitsos requested the removal of item number 5.7. Mrs. Wyatt stated it would be moved to section 7 as an Action item. Motion by Mr. Armitage, seconded by Mr. Price and passed by a 5-0 *(**Ayes:** Price, Nitsos, Armitage, Freymond, Wyatt **No:** None)* roll call vote to approve consent agenda as amended with the removal of item 5.7 Student Discipline – Stipulated Expulsion Student #21-22-A.

6. REPORTS & COMMUNICATION
➢Lincoln High School Student Advisory – Ariana Dolan shared the following:
- The Zebra Store reopened this week

- The Drama programs from Lincoln High School and Twelve Bridges had their production this past weekend. They had a really good turn out and it was an amazing time.
- Very proud of the girls Volleyball team. They made it all the way to the State level playoffs.
- Varsity Football team has had an amazing season. They have their second round playoff game this Friday.
- Last Wednesday they had the National Letter of Intent signing day.
- Students have heard that they may lose their off campus lunch privileges next year. They would like to keep this as it is a motivation for students

➢Twelve Bridges High School Student Advisory–Kylie Linthicum was not present

➢Western Placer Teacher's Association – Tim Allen stated that he wanted to let the Board know that they will see the second "Sunshining" this evening and the articles they will be talking about this year. We are lucking to be joined this evening by lead negotiator Tara Jeane who teaches at Lincoln High School, in the English Department and she will speak later. After the meeting, they will have done their due diligence to Sunshine the articles that they are interested in negotiating. The entire contract is technically open this year, but they are going to really focus on a handful of a few articles of the contract as they look to sign a new three-year deal. He was honored to attend last the Facilities meeting last Tuesday. Jason and Damian were there as well. He wanted to express his gratitude for the District engaging so many different stakeholders and the process as we move forward. Some districts have to talk about what and where to cut because of declining enrollment. We are not experiencing that right now because there is a lot of building in the area. Very thankful for all the work that Mike Adell and Hannah Ritchie do in the Facilities department. It is amazing that we have kept the same head of facilities building a new elementary school, new high school, remodeling Lincoln High School and remodeling Glen Edwards. Everybody who works in the Facilities department has done an amazing job in moving our district forward.

➢Western Placer Classified Employee Association – Jim Houck had no report

➢Superintendent – Kerry Callahan stated the following:

- Congratulations to LHS Volleyball team for an outstanding season.
- Good luck to Lincoln High School against Manteca on Friday night. Huge kudos on their recent win last Friday night.
- Huge shout out to Ariana and other members of the play production-joint play between Lincoln High School and Twelve Bridges High School, "You Can't Take It With You".
- Thank you to Mike Adell and Hanna Ritchie for the WPUSD Facilities Needs Committee Meeting held on November 9, 2021 at Leaman Elementary. Damian Armitage and Jason Price and Cathy Dominico attended. Thank you to Audrey Kilpatrick who was also present. We had over 30 people in attendance. Based on housing development we will have growth in our number of students.
- Huge thank you to Jen Hladun and the Staff at Lincoln High School for hosting our Board meetings.
- Thank you to the Board and to our Associations and to our community in this eve of Thanksgiving.

- District Office will be open next week Monday and Tuesday. The school sites are completely close next week.
- Happy Thanksgiving to everyone

Item 5.7 Student Discipline – Stipulated Expulsion Student #21-22-A moved from Consent Agenda item to an Action Item. April Nitsos requested to abstain.

Motion by Mr. Armitage, seconded by Mrs. Freymond and passed by a 4-0 *(**Ayes:** Armitage, Freymond, Price, Wyatt **No:** None **Abstain**: Nitsos)* roll call vote to approve Stipulated Expulsion Student #21-22-A

7. ♦ACTION ♦DISCUSSION ♦INFORMATION

Tara Jeane – stated she teaches English at Lincoln High School for the last 17 years. It's been an amazing journey. She also has he honor of servicing as the bargaining chair for the Western Placer Teacher Association. She introduced one of their team members, Julia Kent. She is a counselor at Lincoln High School and she wanted to point out that she believes she is the first counselor to serve on the bargaining team. Other members are Jennifer Robbins who teaches 5th grade at Carlin C Coppin, Courtney Amalong Sisney who teaches Science at Twelve Bridges Middle School and Erik Yergensen who is currently on both High School Campuses as a Special Education Teacher. We are very excited to have the special education voice because there are many special education needs we have to address. She wanted to thank you for serving our community because ultimately democracy, which is an amazing process and it only works when people are willing to step up. She is excited for the three new board members who have decided to step up and serve our students. She can only imagine that their eyes have grown bigger and bigger as they learn more about school budget from our amazing Audrey, about our Ed Services Department from Scott, and personnel stuff from Human Resources with Cliff. She would like to speak to the Sunshine letter, it is a testament that she can say the word joint, because the Teachers Association and the District came together to say these are the issues we collectively want to talk about. They have common interest in some of the issues and are close to solving the issues. Other issues they will need to work on and address a bit more. She appreciates the district. For years, they worked hard to build a great relationship with the Educators Association and the School District because they recognize that ultimately, they are family and family cares about each other. We are going to make sure we have the tough conversation to get into the contract the language we need for our educators and for our students. She looks forward to the conversations and work that they get to do.

7.1 Discussion/ Action *Page 31* – **MUTUAL SUNSHINE FOR NEGOTIATIONS REGARDING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE WESTERN PLACER UNIFIED SCHOOL DISTRICT (WPUSD) AND THE WESTERN PLACER TEACHERS' ASSOCIATION (WPTA) – De Graw** (*21-22 G & O Component I, II, III, IV, V)*

Cliff De Graw - Pursuant to Government Code section 3547, all proposals of the recognized employee groups and the District must be presented at a

public meeting of the District. This is commonly referred to as "Sunshining" the proposals. The Western Placer Teachers' Association and the Western Placer Unified School District are both proposing negotiations for a new Collective Bargaining Agreement (CBA) as the current CBA expires at the end of the 2021-2022 school year. Mr. De Graw presented Sunshine proposal for approval. Motion by Mrs. Nitsos and seconded by Mr. Price and passed by a 5-0 (***Ayes:*** *Armitage, Freymond, Nitsos, Price, Wyatt* ***No****: None*) vote to Approve the Mutual Sunshine for Negotiations regarding the Collective Bargaining Agreement between the Western Placer Unified School District (WPUSD) and the Western placer Teachers' Association (WPTA).

7.2 Discussion/ Action

Page 33 **– CONSIDER APPROVAL OF TENTATIVE AGREEMENT (TA) BETWEEN WESTERN PLACER UNIFIED (WPUSD) AND THE CALIFORNIA SCHOOL EMPLOYEE ASSOCIATION (CSEA): CHAPTER #741– De Graw** (*21-22 G & O Component I, II, III, IV, V)*

Cliff De Graw stated this Tentative Agreement is related to COVID incentive pay for classified staff who work hours beyond their assigned work hours, due to the impact of COVID. Extra hours COVID-related work includes tasks that due to COVID have impacted the employee's ability to complete their essential job duties. Due to the COVID-19 pandemic, the ongoing staff shortage, and an extreme lack of substitutes to meet the daily district needs, there is an increased need for unit members to substitute for absent employees. This COVID incentive pay for extra hours and substitute COVID related work will be applied retroactively to September 1, 2021. Motion by Mr. Price and seconded by Mrs. Freymond and passed by a 5-0 (***Ayes:*** *Armitage, Freymond, Nitsos, Price, Wyatt* ***No****: None*) vote to Approve the Tentative Agreement (TA) between Western Placer Unified (WPUSD) and the California School Employee Association (CSEA): Chapter #741.

7.3 Action

Page 49 **– ADOPTION OF REVISED/NEW/EXHIBITS/POLICIES/ REGULATIONS – Callahan** *(21-22 G & O Component I, II, III, IV, V)*

•The District Policy Committee and Management Team have reviewed the following new and revised policies/regulations/exhibits as per CSBA. They are now being presented for adoption by the Board of Trustees.

- BP 0420.42 – Charter School Renewal
- BP 3110 – Transfer of Funds
- BP/AR 3230 – Federal Grant Funds
- AR 3311.2 – Lease-Leaseback Contracts (New Policy)
- AR 3311.3 – Design–Build Contracts (New Policy)
- AR 3320 – Claims and Actions Against the District
- BP 3452 – Student Activity Funds
- BP/AR 3515.3 – District Police/Security Department
- BP 7210 – Facilities Financing

Motion by Mr. Armitage and seconded by Mrs. Freymond and passed by a 5-0 (***Ayes:*** *Armitage, Freymond, Nitsos, Price, Wyatt* ***No****: None*) vote to approve the adoption of revised/new exhibits/policies/regulations.

8. COMMUNICATION FROM THE PUBLIC

Kerry Callahan – shared the following statement: As many of you know, the Board took action on October 19th approving a letter and resolution opposing the Governor's vaccine mandate. The letter and resolution we mailed to the Governor and our local officials soon thereafter and are posted on our District website for public viewing. Since the resolution, the Board and I have been talking with other local leaders regarding additional advocacy measures, including possibilities of litigation. We have also solicited legal opinions and advice from our attorneys, who we have secured to speak during an information/discussion item at our next Board meeting on December 7th. In the meantime, we want to share some key information we have gathered from our attorneys in regards to litigation:

- First, there is nothing to litigate against because presently there is no vaccine mandate. All we have is a verbal announcement from the Governor that he intends to mandate vaccines following full FDA approval of the vaccine for school age children and their grade spans. Essentially, you cannot litigate something that doesn't yet exist.
- Secondly, if the Governor does follow through with his verbal announcement and puts in writing a vaccine mandate through an executive order, then personal belief, religious and medical exemptions will all be allowed. The Governor, himself, stated these allowable exemptions during his press conference when he announced his intent to mandate vaccines through an executive order. Current California law requires these exemptions to a vaccine mandate created by the Governor or CDPH. This again provides no reason to litigate as those with strongly held personal beliefs, religious beliefs or medical reasons will be eligible for an exemption.
- Lastly, and the one that is most unknown, is whether the legislature will take action to mandate the COVID-19 vaccine through legislation. This could be done by adding it to the list of vaccines currently mandated or through entirely new legislation. If the legislature does take action, there is a possibility that they will remove personal and religious beliefs as allowable reasons for an exemption just as they have done previously for other required student vaccines. It would be at this time that there would be the potential for litigation. However, there is precedent setting case law already in place regarding vaccine mandates in schools that would make it very difficult to prevail in any litigation against legislation.

The most impactful thing that can be done now is to reach out to legislators across the state to implore them to either not take legislative action at all or, at the very least, to ensure that personal and religious belief exemptions remain intact with any statute of legislation. They need to hear stories from families that will help them to make informed decisions.

Moving forward, we will continue to advocate with our legislators and collaborate with other districts and our attorneys to support choice for our families.

Switching gears a little bit, but still on the topic of mandates, we thought it would be good to share a legal summary of the recent case heard in San Diego regarding the mask mandate, which we discussed with our attorney last night.

- First, the San Diego Superior Court decision dismissed Let Them Breathe's case in its entirety without the ability to amend. Thus, the judge found they had no case and the current CDPH guidance which was challenged is within the law.
- Secondly, the decision found that the mask requirement in K-12 settings IS MANDATED but the quarantining and testing protocols are guidance. We already knew this, which is why our protocols for quarantining and testing do not exactly follow those recommended in the CDPH guidance.
- Thirdly, the judge determined that the guidance does not *require* that districts exclude students from school or force them into independent study if the students do not follow the guidance. Districts have the discretion to decide how to enforce the mandate and guidance. That said, we have been advised by our attorneys and our insurance company that allowing an unmasked student to be indoors at school is a violation of the mask mandate and significantly increases our liabilities. Therefore, while we do not formally discipline students for being unmasked, we cannot not permit them to remain in class.
- Lastly, the judge stated (among other things) that "while there is a fundamental right to an education, courts routinely have permitted the exclusion of students who refuse to comply with public health and safety measures designed to prevent the spread of communicable diseases, measures far more invasive than a mask mandate."

Kris Wyatt stated that she does meets via zoom with the other School Board Presidents in Placer County. They had the Deputy General Consultant for the California School Board Association meet with them at their last meeting. She wanted to share the following, there is a Senator by the name of Richard Pan and he is called the vaccine guru. He is one that is planning on working towards the vaccine to be mandated like any other vaccine that is already mandated with no exemptions. She encouraged those in attendance to reach out to these Senators, whether you call them, write to them or email them, tell them their stories as to why they believe we should not have this mandate. Mrs. Wyatt stated, we are working with you, not against you, as far as what Kerry as said. We have a lot of roads to go through, a lot of different paths. Placer County Boards are working towards this. We are working together.

Allegra Stratton – stated she is Lincoln resident for the last 8 years and has 4 children under the Western Placer Unified School District jurisdiction. Of the 74.1 million registered children under the age of 18 in the U.S. throughout 2020-2021, there have been 61,523 all cause fatalities. 595 of them with COVID of which an average of 94% had four additional conditions or causes of death. This equates to 36 fatalities by COVID in this demographic of under age 18. Of that 74.1 million demographic, that is less than 1 child per state. The governor of California is forcing an injection on 8 million children to save less than one child. Yet California's COVID rate is exceedingly greater than Texas and more than double in California were they have no mask mandates. They opposed vaccination mandates and their vaccination rates are lower. Only a few months in the vaccine campaign, there were more deaths than in any year per all vaccines combines in each of the ten years previously. She brought with her a twenty six-page document that was provided by her friend Marjorie that is from the vaers website, it has 157 severely close

to near death effects of adverse effects of the Covid-19 vaccine. She would like to leave the document for the Board. It is really scary. Freedoms loss are rarely returned. There is no middle ground. You are either for medical freedom or you are not. You are either for community or you are not. Our governor and legislature need to hear your voice, not just theirs. The collected voice. Calaveras Unified School District raised their voice and voted unanimously that they will not support or comply with this mandate in a 5-0 vote. Members of the Board, your silence is an endorsement of the corrupt government and their overreach of power. Your silence means that you believe that parents have no place in their children's education and health. Again thank you for the letter. If the Board members do not stand with us and raise their voices together, it is time to be replaced. Until then we will continue showing up, we will not be silenced and we will not comply

Marjorie Proffitt- submitted and read the following Now in all seriousness, this vaccine does not "help" your health. Basically, it bails you out of poor health. Once the vaccine wears off, your health goes back to being just as poor as it was before or worse, if you allow it. Both vaccinated & unvaccinated can get sick with Covid, both can pass on Covid, both can end up in the hospital because of Covid, both can be on ventilators because of Covid and both can die because of Covid. But you know who can't die because of the vaccine? Those who don't get vaccinated. Per FDA's base scenario, vaccinating 1 million boys ages 5-11 will prevent 67 ICU stays for covid but will cause 57 excess ICU stays for pericarditis. One in 10,000 children under the age of 17 will suffer from an adverse reaction from the vaccine. During the Delta Peak children 17 or younger's average hospitalization rate was 2 for every 100,000. Given the difficulty in collecting accurate information, the range of pediatric (17 and younger) hospitalization rates is wide. According to the American Academy of Pediatrics "Children were 1.3% of total reported hospitalizations, and between only 0.1%-1.9% of all child COVID-19 cases resulted in hospitalization". Overall, the AAP calculates that 0.8% of children with COVID-19 are hospitalized. Of those rare hospitalizations 38% are obese and 57% have at least 1 underlying serious health condition. 4% of teens 12-17 develop myocarditis after the vaccine. I pray that these younger children 5-11 don't become just a "rare" statistic like our teens. Since our last board meeting Calaveras Unified School District's (CUSD) board and Oroville school board voted not to enforce, uphold or comply with the state-issued COVID-19 vaccine mandate for students and staff. I like many others here have an expectation that you all do the same as well. It is a parent's right, responsibility and choice to make their child's health decisions, not the school, not the state and most certainly not the government. A parent knows their child's health history, not the teachers, not the public health officials nor the politicians. Neither Pfizer nor our government has any liability for adverse reactions from this shot or the unforeseen long-term effects. Pfizer conducted and implemented all of its own research trials for this vaccine. Pfizer has paid out over $3 billion in medical fraud settlements. I'll be damned if I'll trust them with my child's health. She stated she appreciates the board working hard for them, but she has expectations. There is always a loophole in everything concerned with the government and we can find a way.

Jamie Nelson - stated she wanted to talk about her son. Her son has a bright future, his name is Riley Nelson. He is amazing everyone who meets him wants to take him home. He is very driven. He has worked for the district when he was fourteen. He worked for Bishops. He is working now, so he couldn't be here tonight. He wanted to be an engineer so he came over to Lincoln High but he didn't get into it. But he is so driven and he said,

"its fine, I will make it work". They got him a 3-D printer that he paid for with the money he got from working at Western Placer. He builds anything. He is part of the Art Club, he is the president here at Lincoln High. He also is part of the Board for the CTE ceramics. This kid is nothing but driven. He finally got into welding this year. This has been so hard watching because he is so driven and he deserves so much. He finally gets into welding and everything is amazing and he is so happy. She does not want to have to tell him that next year he can't continue. He's in his junior year and he works so hard, he's been in cub scouts. He just is so driven. He deserves so much more and she doesn't want to have to take that away from him. She does not want to give him something that can possibly hurt him to the point that he can't perform these duties. These things he wants to do, have the career he wants to. If he is damaged by some injection that she is opposed to anyway and as mom she would die inside knowing she did that to him. She want the board to take away from this, there's so many more kids in this district, they all deserve them to stand up, come to meetings on Tuesdays, do what they can, support the board and help them help the board.

Catherine Monahan – stated she lives in Lincoln and has a student who attends Foskett Ranch and he is six. As a parent, she does not have to worry about her son is doing in math, or how he is doing in reading, how he is doing with writing. She has to worry about vaccines, speech therapies because of these dang fricken masks. She can't take it anymore. We have this CDC letter that says there is no transmission in schools. She emailed it to everybody and she appreciates the responses she got, but we cannot go another five or six, seven months, until the end of the school year with our kids wearing damn masks. They fall off and they get another one, they are told to wear this one instead, you wash them, they get wrinkled. They don't need them. She doesn't care what the attorney says, he's not the parent of this school . He's paid to give legal advice and you guys are paid to vote, well not paid but you are here to vote for our kids protection. There are so many types virus's from breathing in the same crap every day after they eat, the have to put those damn mask on. But they are fine outside, what's the big difference, they go afterschool. They go to a friend's houses. She had a Halloween party with 12 kids from his classroom. They were all inside because it was raining. Nobody came in with COVID in his class. The transmission is not there. Vote for no mask! We can't do this another year. We are going to Idaho this week to look at moving. Why do I have to move? Why? Vote no on mask! She doesn't care what the legal counsel says, vote no on these masks.

Gus Murphy – stated if he could, if he was able to speak to the group behind him, he would ask to see a show of hands of people who think the vaccine mandates in school is a good idea for these children. He stated he is not even going to look. He has that amount of confidence that Geoff Hancock is not here. Over the past six weeks he tried the honey not the vinegar. He thought that was his best path to success, kind of like a salesman, but now, like that weasel Anthony Fauci, he is going to change his mind, he is going to go a different route. He is guessing that no one would let him take their kids to medical appointments, prescribe medicines and tell them what is good for them. The ironic part about that is that they probably trust him more than Gavin Newsome. What the heck are we doing here; we have heard some of the most basic statistics. Maybe one child dead or zero dead in Placer County, it's so small. State of emergency, what? One size fits all medical treatment for almost 40 million Californians. On the surface that is just so dumb. Its outlandish, this vaccine is so ineffective they literally had to change the definition of

the vaccine to fit it in. They changed the definition, it's not a vaccine. He would assume that based on what he has heard, and because we are all at a school board meeting, everybody here is here for the kids. He backs this up with the very emotional people before him and what they said, there is not a shred of evidence that this vaccine mandate is better for the children. If we are all here for the kids, he is trying to write it for them and make it obvious that this is not the right thing to do. Why isn't natural immunity considered? We all know why it isn't, and "I'm just following orders, I'm just doing my job, I'm just waiting for the legal team". He doesn't want to hear it any more. So he is going to give them an opportunity to be a true hero. If you can't, if you are not going to stand up finally like these other districts did, like Calaveras County, and say no we are not going to comply. If you are not going to do that, he is simply going to ask that you just resign. Move away so somebody can get in here that will do that. He really believes that they are here for the kids and we can all agree that based on your letter that you know what's best for the kids. He is making it easy, say "we won't comply" or get out of the way. Don't do it for your lawyers, don't do it for the staff, don't do it for the insurance companies or whoever you are going to say you are doing it for, do it for the kids.

Angela Smith – stated she lives in Lincoln and has two sons who attend Lincoln High School. You have heard all the statistics from Marjorie at every meeting or at least every meeting she has been to. Tonight she wants to talk a little about how those stats are affecting real people. Senator Johnson from Wisconsin held a press conference in Washington DC recently that lasted just over three hours. He had approximately 20 people speak. Half of them were doctors and scientist. Half of them were people who were injured by the vaccine. The Senator invited Dr. Fauci, the CDC Director, NIH Director, FDA Directors, CEO Pfizer, CEO Moderna and state representatives for all those who were injured that were speaking. None of them attended or sent a representative. Two of the injured who spoke included the mother of Maddie De Gary, and professional mountain biker Kyle Warner. Maddie was a healthy 12 year old who participated in the Pfizer vaccine trials. She is now confined to a wheelchair and has to be feed through a feeding tube. Her family has received no help financial or otherwise for her injuries even though they have reached out to those leading the trials and NIH. They had to report Maddie's injuries to VAERS themselves because the hospital would not do it. Kyle is a 29 professional three-time national champion mountain bike racer. He decided to get vaccinated this spring so he could travel internationally for his racing and because he wanted to help his country fight the war against COVID. He was told the vaccine was safe and he believed what he was told. He has developed pericarditis an inflammation of the lining of his heart, arthritis and other conditions after receiving the vaccine. He has been unable to work or even exercise for months, and he believes his career may be over forever. This is someone my brother mountain bike races as an amateur knows and it is personal to our family. In response to the ones who formally were invited and did not show up to the press conference Kyle said, "I don't know how you are ever going to listen if you cover your ears, I don't know how you will ever see anything if you close their eyes, and I don't know how you will ever learn anything if you are not present". Both he and Maddie and many others feel like they don't exist because of the way they have been treated. They have serious medical problems because of the vaccine and on top of that they are being treated as if they are liars and they don't exist, they don't matter. In another video on Instagram, Kyle commented that if his injuries had been due to COVID his story would have been told, he would have been supported, however because they are due to a vaccine

injury he is told he is spreading misinformation and some doctors and therapist won't even see him. So she has to ask "Why, why are these people who stepped up and did what they thought was right and took the vaccine which they were told was safe, why are they now being treated as if they don't exist?" Even OSHA is suppressing this information. If you don't believe her, go to OSHA's site and look under the FAQ's under vaccine, she paraphrased: "OSHA the Department of Labor are working diligently to encourage vaccinations and they don't want any appearance of discouraging workers from getting the vaccine", therefore they are not enforcing requirement of workers to be, of records of the worst side effect for the vaccine.

Sarah Turnage – stated she has two boys who currently attend John Adams. She is not a anti vaxer, she and her husband both chose to get vaccinated at a time when it really made sense. They were given the promise of, no masks, and they could start travelling. For her and her family it made sense. She never thought those six months later that she would be having a discussion about her children. Her biggest concern would be one, she never feared COVID, she also never feared getting vaccinated. What she does fear is giving her right as a parent up to the governor to the schools. This is something that our children should not have to be facing. They just recently took a trip out to Tennessee, which she thinks a lot of people are doing because they are looking for options. One thing she can say is that our children are really behind here in California and they reason they are behind is because we are having to do all kinds of quarantine, and any time your kids have the sniffles, or they have to go home. We are doing such unjust to our kids for something that, they are okay, they are going to be okay. Her son about a month and a half ago ended up getting COVID and fortunately, he as the statistics said, he is fine. He had a fever for about 12 hours, gave him some Tylenol and he was quarantined. Her fear is that if we are going to treat this as one size fits all, understand that parents need to have choices and one of which is why are we not talking about natural inoculation. Both of her children have been exposed to it twice in the home. They have taken the precautions that they felt, as a family was right to do because she works in the public with elderly people. She wanted to hug her grandparents. That was important to her but that was a choice her and her husband made together as a family. We are talking about vaccinations, if you do any research on any other vaccine such as Rubella or MMR, those are all diseases that affected children. They would have pregnant mothers who would have babies and those babies were born with heart diseases. She and her husband buried a child and she knows the pain of that. If we were having a discussion that this was something that affected children, every parent in here would be signing up to give their children the vaccine but that is not what COVID is. This will have to be a continuing thing, where parents have to stand up here, they all know the statistics, and they all have their agendas. At the end of the day, this is something the children do not need because there is no evidence that shows that children are super spreaders. Please, if nothing else, give them other choices because the vaccine is not one size fits all.

Linda Laubinger – stated she lives in Lincoln. She does not have any children, she is a concerned citizen. She has great nieces that will be attending public schools in Placer County. She wanted to thank the board for the letter they sent to the Governor. It was a great letter that was sent to Governor Newsome. She didn't hear if they got a response from Governor Newsome. She stated she applauds Gus, she doesn't know him but she

whole heartedly supports everything that he is saying. You are the board, you are here for everybody. If you're not going to take a stand, then resign. Just the fact that you are all wearing mask, should be a clue that you're not willing to take a stand. She stated "what if you all took a stand and walked off and didn't serve the board? What if the parents rather than moving out of state just gathered together and just started taking their children out of school?" She stated a lot of people are doing this and they are starting homeschooling and working with their communities and retired neighbors. She stated those actions would probably hit bottom line and get some attention. She implores the board to take a stand and walk off. Don't serve. Just the fact that they are sitting there with mask tells her that they are compliant and you are following what Newsome is saying. She stated what Newsome is doing is tyrannical governor and he will face if he hasn't already a certain, he will be judged. Thank you for your time.

Susan Martineau – stated she would like to make a formal request that the board recite their oath along with the pledge at every meeting. She stated that we are all still talking about the virus, like we are all going to die from it, and in reality we all know this is not about the virus. It is about control. Can we all not agree, it is about control, it is not about the kids dying or any of us dying? She also stated "I can't stress enough that all of the board, as much as you seem to appease us with your actions as far as just getting by, you are still up there in your mask, and all of us are not. If you cannot do your job there, please resign. Do something else with yourself, find another job. As far as this (flyer) that was sent out to all of you, I disagree with your attorney, I think you need to fire her and get another one because if anything else I think it releases you of the liability form any kind of COVID action. It's up to you now. These kids do not have to wear mask at school". She further stated that if they were to send someone home without wearing a mask, they might have a lawsuit, so they should go back to their attorney because she totally disagrees. She also stated that it is not about getting sick, her fear is not the COVID, her fear is these kids are being taught, they are not at risk of being sick, they are at risk of being obedient. Everywhere they go, they can go shopping, they can go to church, they can go to a restaurant, without wearing a mask, but they have to wear a mask at school. She does not want to lose, she wants to make sure everyone knows about implied consent, because implied consent according to WHO, page 3. She stated "implied consent in the schools, cause we already know how you are all going to vote, you all appear to be with us, but you're not because you are still all wearing your mask. Implied consent with WHO, it says, by which parents are informed of imminent vaccination through social mobilization communications, physical presence of the child or adolescence with or without an accompanying parent at the vaccination session is considered to imply consent. So basically, if your kids shows up at school that day and they are doing a vaccine clinic they are going to give them the shot. They can legally do that. They have your implied permission to do that". The reason she is bringing this up is because as of today, the city of Stockton, has already listed elementary school vaccination clinics on site at elementary schools in Stockton Unified School District and that is where her fear is where you people (the board) are directing them too.

Chris Baldwin – stated he lives in Sheridan and has a 16-year-old daughter who goes to Lincoln High School. Mr. Baldwin stated he had a few things to talk about tonight and Gus got him fired up tonight about a few things he said a few weeks ago. If you don't stand up, they can just dictate from high up, you don't need school boards. He stated we

are getting a lot emotional stories and the wheels of tyranny move quickly and the wheels of justice seem to move slowly. Hearing these stories he is getting down, he usually hears strategies, but tonight he is just down. He was putting his problem up on the throne, and he had to remembered, his problem doesn't belong up on the throne. God belongs on the throne. He stated he had to remind himself, like he wants to remind everybody here, we are looking at it in a, it doesn't look possible. How can we fight Newsome, how can we fight the legislature, how can we fight the Biden Administration. How can we fight all this, it's impossible. He needs to remind everybody to look up and say "God I know that I don't see a way, but I know that you have a way". When you hear all of these tremendous stories, and part of his point tonight was to remind himself that if God is not changing the situation, then he is using the situation to change you. He came to encourage everybody tonight and part of that encouragement is to see people who are building schools and finding out new ways to fight the legislature and the governor and things of that nature. He stated "we have a board that agrees with us and is hopefully standing up". He asked how many parents here were doing this, you know coming to school board meetings six months ago and he stated that he was going to guess there are no hands up. This is changing all of them and getting them involved so that is a good thing. The last thing he wanted to say was, there have been a couple of federal appeals courts that have struck down these temporary junctions against the vaccine mandate for companies over 100 employees so there's hope guys. Keep fighting.

Evan Tarwater – stated she lives in Lincoln and goes to Glen Edwards and she thinks that they shouldn't have to get the vaccine in order to go to school. She thinks that they should have a right to go to school without getting the vaccine.

Mrs. Wyatt thanked everyone for their comments and suggestions. She advised that the board had plenty to discuss. As they have stated before, the board does not meet on a weekly basis. They see each other at board meetings.

9. BOARD OF TRUSTEES

9.1 FUTURE AGENDA ITEMS

The following are a number of agenda items that the Board of Trustees has been monitoring. They are NOT action items for tonight's meeting, but are noted here for continuing purposes and to ensure that when there are changes or new information they will be called up as Action/Discussion/Information.

- **School Safety**
- **Health**
- Lee (Leland) Basham – naming of theater at LHS

9.2 BOARD MEMBER REPORTS/COMMENTS

Jason Price stated that attending the facilities group meeting opened his eyes to the complexities of the district. Listening to some of our staff share ideas about campus improvements is fun to see what a talented group of people we have. It was an honor. He wanted to make a couple comments based on what has been shared tonight. He wanted to talk about mask. We don't like wearing mask. The reason he wears a mask is because we ask our students to wear them and our staff

to wear them. He would never be a part of a team that requires people to do something that he would not be willing to do himself. It less about a sign of defiance when our staff are not privileged to make that same defiance. Whether we like it or not, we are under a State of Emergency and a mandate carries the weight of the law. That is the truth. He stated that they are trying to advocate on their (audience) behalf. With respect to defying a state law, we have staff employed in the district who are certificated staff and if we were to we were defy a state law, and then require them to do the same, they could and likely would lose their credential. That is only one of many things the leans against us. He looks forward to looking to see how creative Oroville and Calaveras have been to defy this thing. He stated that they have spent a lot of time on this. They are just obligated to follow the law. They are not allowed to write the law nor are they allowed to defy it without some very significant consequences.

April Nitsos stated she is the newest member of the board and she can honestly say that this board does care. In speaking for herself, if she was not on the board she would be in the audience and she would be holding signs. She is on the board, and it is a very interesting position for her because now she sees this side and she sees that side. She does fee that there is hope. As Kerry said, this is not an executive order yet. You have heard is that the board as a whole supports the freedom to choose. She thinks that it is important at this point and time that we are in to have that support because as Kerry said there is nothing for us to litigate right now. There is no law, there is no official mandate, but we have done and continued to do is talk about ways to support all our freedoms to choose. As a board member, she has to understand both sides. It is a very hard thing to sit here and not applaud you all. She loves seeing the parents advocate for their children.

Damian Armitage stated that he attended the library meeting on November 3, and they were unable to take action because of failure to reach a quorum. He explained to them that Criste would have been there if she was able to. He suggested that, if it is possible with the committee that we appoint an alternate in case we had that situation come up again. He suggested that at our organizational meeting we include adding an alternate. He attended the first Facilities Planning Committee on the 9th. They discussed lots of ideas and looks forward to planning how they can serve our future students. He wanted to commend this board for coming together to oppose the vaccine mandate. He plans to continue sending his own letter to the legislature, legislatures and the governor. He encourages his fellow board members and the public to do the same. He hopes to be able to follow the legislative process very closely and to provide the committee and the author language that preserves our families' right to choose.

Criste Freymond stated that she has stated before she is a parent first and then a board member. Her daughter has been affected school wise with the mask mandates and with the shutdown of schools. She understand what they are going through and what they are saying. She supports their willingness to come here and voice their opinion because she thinks it is extremely important that they do so. She had a great opportunity today. She visited Julie Stearn today who is the principal at Carlin C Coppin. She got to see some of her daughter's teachers when she was in third grade. Would like to talk about having a future agenda items about the school itself and some of the wearing down of the school. She saw a lot of things she was not okay with. Mrs. Callahan stated that this was

discussed at the facilities meeting and it will be on the agenda in February. Mrs. Freymond stated that she feels it is important for the board to visit all of our schools and see our teachers in action

Kris Wyatt stated she went to the football playoffs last Friday, even though it was foggy and you couldn't see anything it was just awesome to hear people yell and scream. The fog lifted as our young man ran 75 yards to a touchdown. We get to play here against Manteca this Friday. She is praying that we beat Manteca on Friday night because it is a team her late husband used to play against when he coached for Del Oro. She attended the play "You can't take it with you" between the students of Twelve Bridges and Lincoln High, and she applauds them, great job. She attended the volleyball playoff bid, she used to be a coach but to watch what volleyball players do today is amazing. We have a 6 foot girl and to watch her spike the ball, it is amazing. It is hard for her to hear for you to ask the board to resign. She have spent 50 years in this district. As a teacher, as a counselor and as a board member. She takes great pride in what they have accomplished over the years and many of the audience do not even know what they have accomplished because no one was here six months ago. We have this one thing that is going on and she agrees with everyone, it is tragic, it is devastating, and it is unfair. She is not going to resign. She is not young anymore and she can't take that the public thinks that the board is against them and that they do things because they have to do things. The good that they have done, this is one thing, yes it affects every single one of them, it affects us. She has a grandson in high school, her daughters both are teachers, one here the other does a home school. They have been educators in her family. If she goes and resign, she can never face her family again. She could not face herself that she gave up on all of the public because they asked her to resign and not follow through with this. Please know, it's all emotional, we are all in this together and like she said, she is a big supporter of it takes a village. It is going to take this village to come together and Lincoln has never failed us yet.

10. ESTABLISHMENT OF NEXT MEETING(S)

The President will establish the following meeting(s):

- **December 7, 2021** 7:00 P.M., Regular Meeting of the Board of Trustees – District Office/City Hall Bldg., 3rd Floor Conference Room
- **December 21, 2021** 7:00 P.M., Annual Organizational Meeting of the Board of Trustees – District Office/City Hall Bldg., 3rd Floor Conference Room

11. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:30p.m.

Kris Wyatt

Kris Wyatt, President

Criste Freymond, Clerk

Kerry Callahan, Superintendent

Maria Gonzalez, Administrative Assistant to the Superintendent

Adopted: December 7, 2021

Ayes: Nitsos, Price, Armitage, Freymond, Wyatt

Noes:

Absent:

Accommodating Those Individuals with Special Needs:
In compliance with the Americans with Disabilities Act, the Western Placer Unified School District encourages those with disabilities to participate fully in the public meeting process. If you have a special need in order to allow you to attend or participate in our public meetings, please contact the Office of the Superintendent, at (916) 645-6350 at least 48 hours in advance of the meeting you wish to attend so that we may make every reasonable effort to accommodate you, including auxiliary aids or services.