



Wednesday, April 13, 2022
VMCS REGULAR BOARD MEETING AGENDA

BOARD MEMBERS

Mike Anderson
Fareed Farukhi
Maria Hernandez Figueroa
Robert Nelson
Sharon Rhee

As a result of COVID-19, and the resulting orders and direction from the President of the United States, the Governor of the State of California, and the County Public Health Department, as well as the City Health Declaration(s), so as to limit exposure to the COVID-19 virus, Vibrant Minds Charter School Board Meetings will be conducted via remote access until further notice.

Please use the link below to stay informed and participate via Zoom.

<https://goalsacademy-us.zoom.us/j/82392758736?pwd=Y2hZSIZvN0x6Nm15QkwycG1HdjRkQT09>

Meeting ID: 823 9275 8736

Passcode: 159745

1. OPEN GENERAL SESSION

Subject 1.1 Call to Order ____ p.m.
Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
Category 1. OPEN GENERAL SESSION
Access Public
Type Procedural

Subject 1.2 Establishment of Quorum for Open Session
Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
Category 1. OPEN GENERAL SESSION
Access Public
Type Procedural

Roll Call	Present	Absent
Anderson		
Farukhi		
Hernandez Figueroa		
Nelson		
Rhee		

Subject 1.3 Pledge of Allegiance
Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
Category 1. OPEN GENERAL SESSION
Access Public
Type Procedural



Subject 1.4 Approval of the Agenda
Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
Category 1. OPEN GENERAL SESSION
Access Public
Type Action, Procedural

Motion:		Second:	
Roll Call	Aye	Nay	
Anderson			
Farukhi			
Hernandez Figueroa			
Nelson			
Rhee			
Item Passes – Vote:			
Item Does Not Pass – Vote:			

Subject 1.5 Public Comment
Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
Category 1. OPEN GENERAL SESSION
Access Public
Type Procedural

Public Comment: Vibrant Minds Charter School welcomes your participation at Vibrant Minds Board Meetings. The purpose of the meeting of the Board of Directors (Board) is to conduct the affairs of Vibrant Minds Charter School in public. Your participation ensures continuing community interest in Vibrant Minds Charter School. If you wish to make a public comment, please email the comment to dschroeder@vibrantminds.us. Submit your comment prior to 3:00 p.m. on the day of the meeting. This public comment format is necessary at this time due to the COVID-19 pandemic and the need for teleconferencing.

Comments are to address Open/Closed Session items found on the agenda. Public Comments will be read by a Board Member or Designee. Each Comment will be limited to three (3) minutes. A total of twenty-one (21) minutes will be afforded for public comment. Unless an item has been placed on the published agenda in accordance with the Brown Act, there shall be no action taken, nor should there be comments on, responses to, or discussion of a topic not on the agenda. All Public Comment emails will be presented to the Board of Directors. The Board members may: (1) acknowledge receipt of information/report; (2) refer to staff with no direction as to action or priority; or (3) refer the matter to the next agenda.

Personal attacks against Vibrant Minds Charter School employees and/or Vibrant Minds Board members are inappropriate and not considered by the Board at a public Board Meeting. The Board has a complaint process which should be followed. The Board will not respond to personal attacks against employees or Board members in a public meeting, and cautions members of the public that they will be personally responsible for any remarks made.

2. PARENT REPORTS

Subject 2.1 School Site Council (SSC) Report by Parent Representative
Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
Category 2. PARENT REPORTS
Access Public
Type Reports

Subject 2.2 English Learner Advisory Committee (ELAC) Report by Parent Representative
Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
Category 2. PARENT REPORTS
Access Public
Type Reports

Subject 2.3 F.A.S.T. Report by Parent Representative
Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
Category 2. PARENT REPORTS
Access Public
Type Reports

3. CONSENT (ONE VOTE)

Subject 3.1 March 9, 2022, Regular Board Meeting Minutes
Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
Category 3. CONSENT (ONE VOTE)
Access Public
Type Action, Minutes

Recommended Action Consent section items are for routine matters that do not require discussion or deliberation by the Board. The consent calendar permits the Board to approve multiple items by one action. All Board members have the right to remove a consent item from the consent calendar so that normal discussion and deliberation may take place.

Motion:		Second:	
Roll Call	Aye	Nay	
Anderson			
Farukhi			
Hernandez Figueroa			

Nelson		
Rhee		
Item Passes – Vote:		
Item Does Not Pass – Vote:		

4. EXECUTIVE DIRECTOR REPORT -- DEBRA J. SCHROEDER

Subject 4.1 Final Purchase and Sale Agreement (PSA)

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 4. EXECUTIVE DIRECTOR REPORT -- DEBRA J. SCHROEDER

Access Public

Type Information

The final Purchase and Sale Agreement (PSA) was signed by VMCS on 4/1/22, and signed by the Seller on 4/5/22. The previously Board-approved offer of \$4,700,000 was adhered to. The Board had already provided direction on this document, so it will be ratified as an Action Item.

File Attachments
[Final Church PSA 310 W. Broadway 040522.pdf \(14,241 KB\)](#)
[Final VMCS PSA 310 W Broadway 040122.pdf \(3,343 KB\)](#)

Subject 4.2 Parking Progress Reported by Nelson

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 4. EXECUTIVE DIRECTOR REPORT -- DEBRA J. SCHROEDER

Access Public

Type Information

Subject 4.3 Proposed Services by Bureau Veritas Technical Assessments LLC

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 4. EXECUTIVE DIRECTOR REPORT -- DEBRA J. SCHROEDER

Access Public

Type Information

Services were contracted with Bureau Veritas Technical Assessments LLC based on the approval of the Board for necessary expenditures related to the purchase of the building. The proposal and related survey are attached. Ratification from the Board will be sought.

The following assessments need to be completed by Bureau Veritas prior to proceeding with the purchase of this building.

Phase I Environmental Assessment
 ALTA Survey Coordination
 Zoning Report

The Church will complete the survey. The Church will also provide the requested documents.

File Attachments
[Proposal No. 156808.22P - 310-330 West Broadway.pdf \(933 KB\)](#)
[Pre-Survey \(KSM\) Bureau Veritas.docx \(314 KB\)](#)

Subject 4.4 Proposed Services by Kirk Moeller Architects, Inc.

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 4. EXECUTIVE DIRECTOR REPORT -- DEBRA J. SCHROEDER

Access Public

Type Information

Services were contracted with Kirk Moeller Architect, Inc. based on the approval of the Board for necessary expenditures related to the purchase of the building. The letter of engagement from KMA is attached. Ratification from the Board will be sought. These services permit us to approach the City of Anaheim with a rendering of the building use to determine if this is perceived as a feasible project by the City of Anaheim.

File Attachments
[Preliminary Design Proposal.pdf \(380 KB\)](#)

Subject 4.5 Underwriting Services Proposals

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 4. EXECUTIVE DIRECTOR REPORT -- DEBRA J. SCHROEDER

Access Public

Type Information

The Board needs to determine which Underwriting Services provider to select. The proposals will be reviewed at the Board Meeting.

Subject 4.6 Authorizing Resolution for Bond Financing of Real Estate Property at 330 W. Broadway, Anaheim, CA

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 4. EXECUTIVE DIRECTOR REPORT -- DEBRA J. SCHROEDER
 Access Public
 Type Information

The necessity of a series of resolutions for the purchase of the property will be discussed by the VMCS Legal Counsel, including an opportunity to ask for clarification. The first one to be discussed is Resolution No. 041322 A.

File Attachments
[Resolution No. 041322 A.pdf \(111 KB\)](#)

Subject 4.7 Written Consent Resolution for Bond Financing of Real Estate Property located at 330 W. Broadway, Anaheim, CA

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 4. EXECUTIVE DIRECTOR REPORT -- DEBRA J. SCHROEDER
 Access Public
 Type Information

The necessity of a series of resolutions for the purchase of the property will be discussed by the VMCS Legal Counsel, including an opportunity to ask for clarification. The second one to be discussed is Resolution No. 041322 B.

File Attachments
[Resolution No. 041322 B.pdf \(110 KB\)](#)

Subject 4.8 Reimbursement Resolution for Bond Financing of Real Estate Property located at 330 W. Broadway, Anaheim, CA

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 4. EXECUTIVE DIRECTOR REPORT -- DEBRA J. SCHROEDER
 Access Public
 Type Information

The necessity of a series of resolutions for the purchase of the property will be discussed by the VMCS Legal Counsel, including an opportunity to ask for clarification. The third one to be discussed is Resolution No. 041322 C.

File Attachments
[Resolution No. 041322 C.pdf \(122 KB\)](#)

5. ASSISTANT DIRECTOR REPORT -- CHAMMARRA NGUYEN

Subject 5.1 2021-2022 School Enrollment
 Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 5. ASSISTANT DIRECTOR REPORT -- CHAMMARRA NGUYEN
 Access Public
 Type Information, Reports

Subject 5.2 2022-2023 First Drawing and Results
 Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 5. ASSISTANT DIRECTOR REPORT -- CHAMMARRA NGUYEN
 Access Public
 Type Information, Reports

Subject 5.3 Covid-19 Case Counts
 Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 5. ASSISTANT DIRECTOR REPORT -- CHAMMARRA NGUYEN
 Access Public
 Type Information

6. ICON SCHOOL MANAGEMENT REPORT -- ROY KIM

Subject 6.1 VMCS Material Revision MYP Budget
 Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 6. ICON SCHOOL MANAGEMENT REPORT -- ROY KIM
 Access Public
 Type Information, Reports

In preparation for bond financing, as well as the Material Revision with AESD, the plusses and negatives of different growth models need to be discussed. Icon has developed the attached document for the purposes of discussion.

File Attachments

Subject **6.2 February Financials**

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 6. ICON SCHOOL MANAGEMENT REPORT -- ROY KIM

Access Public

Type Information, Reports

The presentation provides budgetary information as of the end of February 2022.

File Attachments
[Financial Presentation VMCS - April 2022 - Presentation PP by ICON.pdf \(505 KB\)](#)

7. ACTION ITEMS

Subject **7.1 Ratification of Final Purchase and Sale Agreement (PSA)**

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 7. ACTION ITEMS

Access Public

Type Action

Recommended Action RECOMMENDATION: It is recommended that the VMCS Board of Directors ratifies the final PSA with the Board-approved offer of \$4,700,000.
 RATIONALE: With the support of Paul Kott, our Real Estate Representative, and Hansberger & Klein, our legal team, due diligence has occurred in the development and enactment of the PSA.

Motion:	Second:	
Roll Call	Aye	Nay
Anderson		
Farukhi		
Hernandez Figueroa		
Nelson		
Rhee		
Item Passes - Vote:		
Item Does Not Pass - Vote:		

Subject **7.2 Ratification of Services by Bureau Veritas Technical Assessments LLC**

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 7. ACTION ITEMS

Access Public

Type Action

Recommended Action RECOMMENDATION: It is recommended that the VMCS Board of Directors ratifies the use of Bureau Veritas Technical Assessments LLC to perform the necessary assessments, which must be conducted prior to the closing of escrow.
 RATIONALE: This is a standard procedure associated with the acquisition of a building for a school.

Motion:	Second:	
Roll Call	Aye	Nay
Anderson		
Farukhi		
Hernandez Figueroa		
Nelson		
Rhee		
Item Passes - Vote:		
Item Does Not Pass - Vote:		

Subject **7.3 Ratification of Services by Kirk Moeller Architects, Inc.**

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 7. ACTION ITEMS

Access Public

Type Action

Recommended Action RECOMMENDATION: It is recommended that the VMCS Board of Directors ratifies the use of the services of Kirk Moeller Architects, Inc. to develop architectural renderings of the facilities that can be presented to the City of Anaheim.
 RATIONALE: By involving the City of Anaheim early in the process, it will help us determine if the purchase of the building will ultimately be approved by the City.

Motion:	Second:	
Roll Call	Aye	Nay
Anderson		
Farukhi		
Hernandez Figueroa		
Nelson		
Rhee		
Item Passes - Vote:		
Item Does Not Pass - Vote:		

Subject **7.4 Approval of Underwriting Services Proposal**

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 7. ACTION ITEMS

Access Public

Type Action

Recommended Action **RECOMMENDATION:** It is recommended that the VMCS Board of Directors approve [Company Name] Underwriting Services Proposal and Engagement.
RATIONALE: After studying the proposals for the Underwriting Services organizations, the Board must select one in order to have the bond process supported.

Motion:		Second:	
Roll Call	Aye	Nay	
Anderson			
Farukhi			
Hernandez Figueroa			
Nelson			
Rhee			
Item Passes - Vote:			
Item Does Not Pass - Vote:			

Subject **7.5 Approval of Resolution No. 041322 A -- Bond Financing**

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 7. ACTION ITEMS

Access Public

Type Action

Recommended Action **RECOMMENDATION:** It is recommended that the VMCS Board of Directors approves Resolution 041322 A for Bond Financing of Real Estate Property at 330 W. Broadway, Anaheim, CA.
RATIONALE: With the guidance of Hansberger and Klein, it was explained that this resolution is a necessary step in the process of acquiring financing via a bond.

Motion:		Second:	
Roll Call	Aye	Nay	
Anderson			
Farukhi			
Hernandez Figueroa			
Nelson			
Rhee			
Item Passes - Vote:			
Item Does Not Pass - Vote:			

Subject **7.6 Approval of Resolution No. 041322 B -- Written Consent for Bond Financing**

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 7. ACTION ITEMS

Access Public

Type Action

Recommended Action **RECOMMENDATION:** It is recommended that the VMCS Board of Directors approves Resolution 041322 B for Written Consent for Bond Financing of Real Estate Property at 330 W. Broadway, Anaheim, CA.
RATIONALE: With the guidance of Hansberger and Klein, it was explained that this resolution is a necessary step in the process of acquiring financing via a bond.

Motion:		Second:	
Roll Call	Aye	Nay	
Anderson			
Farukhi			
Hernandez Figueroa			
Nelson			
Rhee			
Item Passes - Vote:			
Item Does Not Pass - Vote:			

Subject **7.7 Approval of Resolution No. 041322 C -- Reimbursement for Bond Financing**

Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA

Category 7. ACTION ITEMS

Access Public

Type Action

Recommended Action **RECOMMENDATION:** It is recommended that the VMCS Board of Directors approves Resolution 041322 C for Reimbursement for Bond Financing of Real Estate Property located at 330 W. Broadway, Anaheim, CA.
RATIONALE: With the guidance of Hansberger and Klein, it was explained that this resolution is a necessary step in the process of acquiring financing via a bond.

Motion:		Second:	
Roll Call	Aye	Nay	
Anderson			
Farukhi			
Hernandez Figueroa			
Nelson			
Rhee			
Item Passes – Vote:			
Item Does Not Pass – Vote:			

8. BOARD COMMENTS

Subject 8.1 General Comments
 Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 8. BOARD COMMENTS
 Access Public
 Type Procedural

Subject 8.2 Next Board Meeting: Wednesday, May 11, 2022, 5:00 p.m.
 Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 8. BOARD COMMENTS
 Access Public
 Type Information, Procedural

9. BOARD ADJOURNMENT

Subject 9.1 Board Adjournment: _____ p.m.
 Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 9. BOARD ADJOURNMENT
 Access Public
 Type Procedural

Motion:		Second:	
Roll Call	Aye	Nay	
Anderson			
Farukhi			
Nelson			
Hernandez Figueroa			
Rhee			
Item Passes – Vote:			
Item Does Not Pass – Vote:			

10. GENERAL INFORMATION

Subject 10.1 Notifications
 Meeting Apr 13, 2022 - VMCS REGULAR BOARD MEETING AGENDA
 Category 10. GENERAL INFORMATION
 Access Public
 Type Information

THE ORDER OF BUSINESS MAY BE CHANGED WITHOUT NOTICE. Notice is hereby given that the order of consideration of matters on this agenda may be changed without prior notice.

REASONABLE LIMITATIONS MAY BE PLACED ON PUBLIC TESTIMONY. The Board’s presiding officer reserves the right to impose reasonable time limits on public testimony to ensure the agenda is completed.

SPECIAL PRESENTATIONS MAY BE MADE. Notice is hereby given that, consistent with the requirements of the Bagley-Keene Open Meeting Act, special presentations not mentioned in the agenda may be made at this meeting. However, any such presentation will be for information only.

REASONABLE ACCOMMODATION WILL BE PROVIDED FOR ANY INDIVIDUAL WITH A DISABILITY. Pursuant to the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990, any individual with a disability who requires reasonable accommodation to attend or participate in this meeting of the Board of Directors may request assistance by contacting (714) 563-2390

TRANSLATION/INTERPRETATION OF BOARD INFORMATION OR A BOARD MEETING WILL BE PROVIDED FOR LIMITED ENGLISH LANGUAGE PROFICIENT PARENTS/COMMUNITY MEMBERS IN A LANGUAGE THEY CAN UNDERSTAND.

FOR MORE INFORMATION. Concerning this agenda, please call (714) 563-2390