



VIBRANT MINDS CHARTER SCHOOL

TK-6 Grade, Free, Public Education

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REGULAR BOARD MEETING MINUTES
Wednesday, November 4, 2020, 5:30 P.M.

Board Members

Mike Anderson

Fareed Farukhi

Maria Hernandez Figueroa

Robert Nelson

Sharon Rhee

Minutes are pending approval by the Board at the upcoming Board Meeting on December 9, 2020.

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://us02web.zoom.us/j/83372964833?pwd=L3B1VVJ0SGdMallxOElleWdFNis4QT09>

Meeting ID: 833 7296 4833

Passcode: 435529

1.0 OPEN GENERAL SESSION

1.1 Call to Order 5:31p.m.

1.2 Establishment of Quorum

Roll Call	Present	Absent
Anderson	X	
Farukhi	X	
Hernandez Figueroa	X	
Nelson	X	
Rhee	X	

1.3 Pledge of Allegiance

1.4 Approval of the Agenda

Motion: Nelson	Second: Hernandez Figueroa	
Roll Call	Aye	Nay
Anderson	X	

Farukhi	X	
Hernandez Figueroa	X	
Nelson	X	
Rhee	X	
Item Passes – Vote: 5/5		
Item Does Not Pass – Vote:		

- 1.5** 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. **Email to provide comment during school closure due to COVID-19 to dschroeder@vibrantminds.us. Please submit your comment prior to 3:00 p.m. on the day of the meeting.**

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.

No Public Comments

- 2.0 CONSENT** (One Vote). 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.

2.1 October 14, 2020, Board Meeting Minutes

Motion: Farukhi	Second: Hernandez Figueroa	
Roll Call	Aye	Nay
Anderson	X	
Farukhi	X	
Hernandez Figueroa	X	
Nelson	X	
Rhee	X	
Item Passes – Vote: 5/5		
Item Does Not Pass – Vote:		

3.0 INFORMATION/DISCUSSION

3.1 Executive Director's Report by Debra Schroeder

- Auditor's Report: The report was presented by Lili Huang and her team of auditors.
 - Farukhi asked a question about the challenges of the duality of entities during the 2019-2020 auditing process with GOALS Inc. and Vibrant Minds Charter School still under one EIN. Page 15 of the audit report expresses this transition.
 - Farukhi asked about pending legal issue with a staff member, and auditors said it did not impact financial statements.
 - In the report, there is also a disclaimer about COVID-19 impact.
 - Maria asked how often an audit occurs. Schroeder and Kim explained the annual mandate, as well as the accounting procedures.
 - Farukhi asked if it was a good practice to have it on the webpage as a form of transparent financial disclosures. Auditors stated it can be on website. One practice is to post the auditor signature portion, with a statement that the entire report is available if requested. Carries the weight of the financials.
- ASES renewal application: Whereas in the past GOALS Inc. completed the renewal application and plan, Vibrant Minds and Icon School Management are working together to complete the process for this three-year cycle. This means the funds will go to Vibrant Minds, and then the school will determine if contracted services are used.
- Resolution for OCDE to Issue Funds to Charter School: This is procedural and permits OCDE to automatically deposit funds into the school's band account.
- COVID-19 update:
 - Current data for 92801 and 93805 – The two zip codes where the majority of the school's scholars live continue to be in the Purple Tier, while Orange County is in the less restrictive Red Tier. However, cases continue to grow in the area with a concern about how the cases will look after the Thanksgiving and Winter Breaks.
 - Resolution Regarding the Reopening of School to Instruction – It was deemed important to have a resolution in place for the reopening of the school that was data-based rather than date-based. It was developed by Schroeder, and then vetted by the legal team. In the discussion with the Board, a concern was expressed about how it was so definitive. Language was added so the Board could make a determination regarding the school opening at a public Board Meeting during which stakeholders could also express their viewpoints.
 - City Church – Upon returning to in-person instruction, there is an assumption that social distancing will continue to be the expectations. Various buildings in Central Anaheim have been explored, including the City Church in Anaheim. There appears to be a need for a materials revision if a second location is set up temporarily to support social distancing, even if this does not represent an expansion of the school. However, it was determined that City Church does not have a CUP, so alternative locations are being explored.
- Establishment and Revisitation of Board Policies: All Board Policies are being studied, refined, and/or added since VMCS is now its own entity. The Board was given an opportunity to ask questions regarding the following Board Policies.
 - Campus Search and Seizure Policy
 - Document Retention and Destruction Policy
 - Homeless Foster Youth Policy
 - Immigration Policy
 - Immunization Policy

3.2 Assistant Director's Report by Chammarra Nguyen

- Enrollment Numbers and Attendance Data: Currently, the enrollment is 252, with 32 per class with the exception of Grade 5 with 30 scholars per each of the two classrooms. In terms of daily attendance, Mondays and Fridays not as strong. But, attendance is averaging 96-97% weekly. Farukhi asked how the scholars were doing. There is a sense that they are being served as well as can be expected, but

not as effectively as in-person instruction. Rhee asked about mandated state assessments. It was shared that the ELPAC Summative Assessment was being conducted for scholars who are close to being reclassified. However, assessment circumstances are not ideal, especially for a scholar with hearing challenges. GATE will be assessed during Conference Days either in-person or via Zoom. The focus is on a school-wide screening process of third graders since they missed out on second grade testing. Also, internal benchmarks are essential, such as iReady, DIBELS, BPST, BRI, etc. It is anticipated that the SBAC assessment will take place.

- SELPA's Local Plan
 - El Dorado serves as our SELPA, and every district must be under a SELPA.
 - We made some edits to their Special Education Plan. We need to have it ratified by the Board and signed.
 - We need to confirm that we will continue to be under the El Dorado SELPA, which is the last page in the document with the SELPA's Participation Agreement Basically, they receive some of the funding, and then we get the remainder to serve scholars with special needs.
 - SELPA's Certification The SELPA's Certification is the document we need to send to the El Dorado SELPA. These items must also be posted to the website.

3.3 ICON School Management Report by Roy Kim

- Went over the Budget Reports that were also provided to the Board prior to the meeting.
- Traditionally schools funded based on ADA. P1, P2, P Annual reports determine funding for year. This year, 2019-2020 funding at last year's attendance rates will be received. An assumed 95.5% attendance rate is used. Actual attendance will not be impacted. Icon completed a Growth Funding Application for VMCS. Based on the application, October 7 enrollment numbers will be used, and we will receive funds that equate to 95.5% attendance.
- Income statement: Activities for year-to-date as of September 30m including State Aid and Property Tax. Question was posed about any funds owed to AESD.

3.4 SSC Report by Parent Representative: Alyssa Truman, SSC Chairperson, presented the report. The group met on November 3, 2020. Covered similar ground regarding Covid-19 statistics, reopening, zip codes. Possibility of extending school year. Largely positive discussion. Everyone seemed onboard for our scholars and staff. Wellness Plan to be reviewed and presented, as well as SARC, during the next meeting in December.

3.5 ELAC Report by Parent Representative: Maria provided the report since parents had difficulty with Internet connection. Two meetings this school year. First meeting a presentation about ELAC (8 parents in attendance). Last meeting, two parents were willing to take leadership roles on the committee – Maria Rubacava and Alejandra Jimenez.

3.6 F.A.S.T. Report by Parent Representative:

- F.A.S.T. continues doing weekly attendance awards. Mr. Mora (dressed up as Superman) was part of a video. Starting fresh with new trimester.
- At this time, 65 scholars have not missed one day of school. Big kudos for scholars who have perfect attendance for whole school year.
- Family project for November involved decorating pumpkins. There were 15 entries. Gift certificate to get dinner; special treat to all.
- Focus for December not decided yet. Perhaps Tables set out for supplies to make centerpieces

4.0 ACTION ITEMS

4.1 Independent Auditors' Report

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors approve the Independent Auditors' Report by CliftonLarsonAllen LLP.

RATIONALE: The annual audit for the 2019-2020 school year was conducted in accordance to the requirements associated with public schools and is due to Anaheim Elementary School District prior to the end of December.

Motion: Hernandez Figueroa		Second: Rhee
Roll Call	Aye	Nay
Anderson	X	
Farukhi	X	
Hernandez Figueroa	X	
Nelson	X	
Rhee	X	
Item Passes – Vote: 5/5		
Item Does Not Pass – Vote:		

4.2 ASES Renewal Application

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors approve the application for the ASES Program, which will result in estimated funds of \$133,169.40 to support after-school programming for the 2021-2022 school year.

RATIONALE: This is a continuation of the funding that has been allocated to GOALS Academy/Vibrant Minds Charter School. The application process must be completed every three years.

Motion: Hernandez Figueroa		Second: Nelson
Roll Call	Aye	Nay
Anderson	X	
Farukhi	X	
Hernandez Figueroa	X	
Nelson	X	
Rhee	X	
Item Passes – Vote: 5/5		
Item Does Not Pass – Vote:		

4.3 Resolution for the OCDE to Issue Funds to Charter School

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors approve Resolution No. 11042020 A for OCDE to Issue Funds to Charter School.

RATIONALE: Because of the change in school name and EIN, it is necessary to have a resolution in place that permits OCDE to send funds to the new account established for Vibrant Minds Charter School.

Motion: Farukhi		Second: Hernandez Figueroa
Roll Call	Aye	Nay
Anderson	X	
Farukhi	X	
Hernandez Figueroa	X	
Nelson	X	
Rhee	X	
Item Passes – Vote: 5/5		
Item Does Not Pass – Vote:		

4.4 Resolution Regarding the Reopening of School to Instruction

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors approve Resolution No. 11042020 B, which establishes a set of parameters that are data informed regarding the reopening of VMCS to in-person instruction as amended during the Board discussion.

RATIONALE: It has been determined that a clearly communicated data-informed process to set the reopening of VMCS to in-person instruction is preferable to a date-informed approach. The resolution communicates the parameters.

Motion: Nelson		Second: Hernandez Figueroa
Roll Call	Aye	Nay
Anderson	X	
Farukhi	X	
Hernandez Figueroa	X	
Nelson	X	
Rhee	X	
Item Passes – Vote: 5/5		
Item Does Not Pass – Vote:		

4.5 Board Policy – Campus Search and Seizure

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors approve the Board Policy related to Campus Search and Seizure, which is legally mandated.

RATIONALE: Now that VMCS is independent of GOALS Inc., it is important to develop and review all VMCS Board policies as an independent organization.

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

Nelson	X	
Rhee	X	
Item Passes – Vote: 5/5		
Item Does Not Pass – Vote:		

4.6 Board Policy – Documentation Retention and Destruction

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors approve the Board Policy related to documentation retention and destruction, which is legally mandated.

RATIONALE: Now that VMCS is independent of GOALS Inc., it is important to develop and review all VMCS Board policies as an independent organization.

Motion: Hernandez Figueroa		Second: Rhee
Roll Call	Aye	Nay
Anderson	X	
Farukhi	X	
Hernandez Figueroa	X	
Nelson	X	
Rhee	X	
Item Passes – Vote: 5/5		
Item Does Not Pass – Vote:		

4.7 Board Policy – Homeless/Foster Youth

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors approve the Board Policy related to homeless and foster youth, which is legally mandated.

RATIONALE: Now that VMCS is independent of GOALS Inc., it is important to develop and review all VMCS Board policies as an independent organization.

Motion: Nelson		Second: Anderson
Roll Call	Aye	Nay
Anderson	X	
Farukhi	X	
Hernandez Figueroa	X	
Nelson	X	
Rhee	X	
Item Passes – Vote: 5/5		
Item Does Not Pass – Vote:		

4.8 Board Policy – Immigration

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors approve the Board Policy related to immigration policy, which is legally mandated.

RATIONALE: Now that VMCS is independent of GOALS Inc., it is important to develop and review all VMCS Board policies as an independent organization.

Motion: Hernandez Figueroa		Second: Nelson	
Roll Call	Aye		Nay
Anderson	X		
Farukhi	X		
Hernandez Figueroa	X		
Nelson	X		
Rhee	X		
Item Passes – Vote: 5/5			
Item Does Not Pass – Vote:			

4.9 Board Policy – Immunization

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors approve the Board Policy related to immunization, which is legally mandated.

RATIONALE: Now that VMCS is independent of GOALS Inc., it is important to develop and review all VMCS Board policies as an independent organization.

Motion: Farukhi		Second: Nelson	
Roll Call	Aye		Nay
Anderson	X		
Farukhi	X		
Hernandez Figueroa	X		
Nelson	X		
Rhee	X		
Item Passes – Vote: 5/5			
Item Does Not Pass – Vote:			

4.10 SELPA’s Local Plan and Participation Agreement

RECOMMENDED ACTION: It is recommended that the VMCS Board of Directors ratify the participation agreement with the El Dorado SELPA.

RATIONALE: All schools must be involved in a SELPA to support the Special Education Program. The El Dorado SELPA has effectively supported VMCS for the past four years.

Motion: Rhee		Second: Hernandez Figueroa	
Roll Call	Aye		Nay
Anderson	X		
Farukhi	X		
Hernandez Figueroa	X		
Nelson	X		
Rhee	X		
Item Passes – Vote: 5/5			
Item Does Not Pass – Vote:			

5.0 BOARD COMMENTS

5.1 General Comments: Hernandez Figueroa asked about the Brown Act Training. It will occur at the next Board Meeting in December. The school's legal team will be the presenters.

5.2 Next Board Meeting: Wednesday, December 9, 2020, at 5:30 p.m.

6.0 BOARD ADJOURNMENT: 7:21 P.M.

Motion: Farukhi		Second: Nelson	
Roll Call	Aye	Nay	
Anderson	X		
Farukhi	X		
Nelson	X		
Hernandez Figueroa	X		
Rhee	X		
Item Passes – Vote: 5/5			
Item Does Not Pass – Vote:			

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