

**MILLARD SCHOOL DISTRICT
DELTA, UTAH**

Following are the **DRAFT** minutes of the Board of Education meeting held September 9, 2021 at the District Office, Delta, Utah.

Minutes are unofficial until approved by the Board of Education in the next Board meeting and are subject to change.

Meeting convened at 1:00 p.m.

The President of the Board called the meeting to order at 1:00 p.m. The Business Administrator was directed to call the roll which indicated the Board Members shown below were present. The President stated that the meeting was a regularly called meeting and that notice of the time, place, and agenda of the meeting had been posted to Utah Public Notice website, the Millard School District Webpage, found under BoardDocs. The local news media, each member of the governing body, the Millard County Commission Chair and the mayor of each incorporated city within Millard County, have been notified of where the electronic notice and agenda can be found within BoardDocs with a copy being evidenced by a true and correct copy thereof being attached thereto. Exhibit #6.

Call to Order

Members in attendance: Todd E. Holt, President
 David E. Lund, Vice-President
 Joyce C. Barney, Member
 Adam R. Britt, Member - Absent
 Jennifer Finlinson, Member
 David V. Styler, Superintendent
 Keith T. Griffiths, Business Administrator

Members in Attendance

Opportunity was given to any public present to offer an opening reverence.

Opening Reverence: Joyce C. Barney

Pledge of Allegiance: Joyce C. Barney

Prior to the Board of Education meeting, the Members of the Board met in a Board Work Session, in which the following items were reviewed and discussed:

Board of Education Work Session

1. Review and Discuss Action Items

2. Review of Policies

Review of Policies

Equal Employment Opportunity

Millard School District Policy - File Code: 4000

First Reading

3. Report on the Beginning of the 2021-2022 School Year

4. School Resource Officers (SRO) Report

5. COVID / Coronavirus Update

6. Millard School District Mission Statement

7. Replacement of Business Administrator Time-line

8. School Vaping Litigation

9. Property and Watering Discussion

Member Lund made a motion to go into Closed Executive Session to review and discuss the character and professional competence of individuals, or physical or mental health of an individual (personnel assignments, concerns, and staffing for 2021-2022 school years), as provided for in Utah Code: 52-4-205(1)(a), seconded by Member Finlinson, with the voting as follows:

Closed Executive Session

Member Lund	Aye
Member Finlinson	Aye
Member Barney	Aye
Member Holt	Aye

Member Barney made a motion to return the meeting to a Regular Session, seconded by Member Lund, with the voting as follows:

Regular Session

Member Barney	Aye
Member Lund	Aye
Member Finlinson	Aye
Member Holt	Aye

Time of the Closed Executive Session was from 1:05 p.m. to 1:50 p.m.

Time

I, Todd E. Holt, President of the Millard School Board of Education, certify and swear that the purpose of the above Closed Executive Session was to review and discuss the character and professional competence of individuals, or physical or mental health of an individual (personnel assignments, concerns, and staffing for the 2021-2022 school years) as provided for in Utah Code: 52-4-205(1)(a).

Certification

Todd E. Holt, President

Keith T. Griffiths, Business Administrator

Minutes

Minutes

Minutes of the Board of Education meeting held August 12, 2021 were approved by a motion from Member Finlinson, seconded by Member Barney and carried unanimously by the Members of the Board.

Board President's Report

Board President's Report

President Holt commented on the challenges with the first day of school and the issues with flooding. It was incredible how individuals pulled together to help their neighbors and serve others. President Holt commented on the good work by the students from Delta High School who really put in an effort to help others.

Superintendent Styler's Report

Superintendent
Styler's Report

1. Superintendent Styler followed up what President Holt said regarding the efforts of many individuals to deal with the flooding. There were several employees that had to deal with flooding, with them being appreciative of the start of school being delayed by a day to deal with these issues.

Business Administrator Report

BA Report

1. Millard School District Annual Financial Report (AFR)
for the Period Ending June 30, 2021
2. Report of Flood Damage

Consent Items

Consent Items

The following Consent Items were presented to the Members of the Board for review and consideration:

Payment of Bills / Approval of Financial Reports

Payment of Bills /
Approval Financial
Reports

Payment of bills from check #021846 to check #021953, inclusive, and ACH #227 through #259, inclusive, Zions First National Bank, along with the financial reports from General Accounts, Exhibit #7.

Substitute Teachers

Substitute Teachers

Kristina Stevens (Holden)

Kristina has completed the SubInstructor On-Line program and has passed a current background check and TB Test

Recommended for approval.

2020-2021 Compulsory Attendance Compliance

2021-2022 Com-
pulsory Atten-
dance Compliance

<u>Parent(s)</u>	<u>Child(ren)</u>	<u>School / Grade</u>
Karen Davis	Nathan Davis	FES / 1st grade
Alexis Draper	Cheyenne Draper Austin Draper Jersey Draper Corinne Draper	DHS / 9th grade DMS / 6th grade DSES / Kdgn DSES / Kdgn
Sharon R. Prows	Stetson Prows	FES / 1st grade
Mandy Sorensen	Lexi Sorensen Tanner Sorensen	FMS / 8th grade FES / 2nd grade
Julie Sutera	Zoe Sutera Valeree Sutera	DNES / 3th grade DSES / Kdgn

Consent Items continued:

Consent Items
Continued

Lassell Taylor	Adelaide Mai Taylor	DMS / 6th grade
Robyn Kendall	Ashleigh Ostler	DHS / 10th grade
Thomas W. Cowie	William D. Cowie	DHS / 10th grade

Out-of-State Residency Request

Out-of-State Resi-
dency Request

Student Name: Mauricio G. Chavira
 Parents' Name: Mauricio Guzman Tovves
 Guardian Name: Kyle and Stacy Stott
 School / Grade: Millard High School / 11th grade

Request for waiver of paying the required tuition. Moved to action item.

In-State Residency Request

Students Name: Easton Schutz and Avery Schutz
 Parents' Name: Deceased
 Guardian Name: Steffanie England
 School / Grade: Fillmore Elementary School / 4th grade - Kdgn

Recommended for approval.

In-Lieu of Transportation Requests

In-Lieu of Trans-
portation

<u>Parent(s)</u>	<u>Child(ren)</u>	<u>School</u>	<u>Mileage</u>
Tania Sandoval	Santiago Valenez	Garrison Elementary	22 miles RT
Sandra Salazar	Daniel Sandoval	Garrison Elementary	28 miles RT
Catlin Farnsworth	Bowdee Farnsworth Bentlee Farnsworth	Garrison Elementary Garrison Elementary	30 miles RT
Layce Young	Curtis Young Eligh Young	Baker School Baker School	64 miles RT
Ashlee Bussari	Ashur Hutchings	Delta North	15 miles RT
Stephani Bliss	Phoebe Bliss	Delta High Sch	12 miles RT
Keli Dahl	Stetson Dahl Porter Dahl Conrad Dahl Braddox Dahl	Millard High Sch Fillmore Middle Sch Fillmore Elementary Fillmore Elementary	3.2 miles R
Maria Avelar	Diego Avelar Aron Avelar	EskDale High School Garrison Elementary	28 miles RT
Janice Shumway	Cassidy Shumway	Millard High Sch	28 mil

Recommended for approval.

Personnel Items:

Personnel Items

Letter of Resignation

Letters of Resignation

Dale Josse - Millard High School Boys' Soccer Coach
Sharee Rogers - Delta High School Lunch Worker

Recommendation for Contracted School Nurse - West Side

School Nurse for West Side

Jamie Barrus

Recommendation for Delta Middle School Part-Time Lunch Worker

DMS Lunch Worker

Sara Eller

Recommendation for Delta High School Lunch Worker

DHS Lunch Worker

Stephanie Larsen

Recommendation for Millard High School Instructional Assistant

MHS Instructional Assistant

Megan Neville

Recommendation for Student Sweepers - 2021-2022 School Year

Student Sweeper

Delta North Elementary School

Delta South Elementary School

Jaxson Burton

Millie Western

Delta Middle School

Delta High School

Rylan Herbert

Brooklyn Glazier
Abby Tolbert

Delta Technical Center

McKrae Pehrson

Recommended for approval.

Member Barney made a motion to approve and accept the Consent Items, as listed above, seconded by Member Lund and carried unanimously by the Members of the Board.

Information Items

Information Items

1. Utah School Boards Association (USBA) Leadership Academy
September 16-18, 2021
Zermatt Resort
Midway, Utah
2. Utah School Boards Association Regional Meeting
Wednesday - September 29, 2021
Juab School District Office
Nephi, Utah

USBA Leadership Academy

Action Items

Possible Approval of Policies

None

Request for Waiver of Tuition Fee

Out-of-State Residency Request

Student Name: Mauricio G. Chavira
Parents' Name: Mauricio Gizman Tovves
Guardian Name: Kyle and Stacy Stott
School / Grade: Millard High School / 11th grade

Stacy Stott requested residency for Mauricio G. Chavira to live with her family and attend Millard High School as an 11th grade student. Mauricio was born in Arizona, previously lived with his family in Millard County and attended Fillmore Elementary School, and recently came from Mexico to live with the Stott's.

The Stott's have completed all the necessary paperwork to establish themselves as the responsible adults for Mauricio, however, they are requesting a waiver from paying the required out-of-state tuition (approximately \$13,500).

Member Lund made a motion to approve the residency request for Mauricio G. Chavira and waive the payment of the out-of-state tuition, seconded by Member Finlinson and carried unanimously by the Members of the Board.

School Vaping Lawsuit

Millard School District has been approached by Joel Wright, with the law firm of Kirton McConkie, who are partnering with the law firm of Frantz Law Group, APLC to join litigation against JUUL Labs, Inc. for the costs and damages imposed by illegal underage vaping. This is a nationwide lawsuit that many school districts have joined.

Joining in with this proposed lawsuit that has been reviewed by the Millard School District attorney, Paul D. Van Komen, who recommended that the District entertain the proposal pertaining to the vaping litigation.

The agreement with Frantz Law Group, APLC will be that twenty-percent (20%) of any monetary settlement or recovery that attorneys obtain from Millard School District and, twenty percent (20%) of the value of a non-monetary settlement or recovery, provided that such fee will be paid only by money recovered from Defendants. However, if money recovered from Defendants is less than twenty percent (20%) of the value of any non-monetary settlement or recovery, Millard School District will not be responsible for paying Attorney any money other than what has been recovered from Defendants. This is available if signed agreement by September 20, 2021.

This agreement may be terminated by the Millard School District at any time, with or without cause, by notifying the law firm of Frantz Law Group, APLC. Kirton McConkie will provide communication and assistance on the initial preparation of the federal litigation against JUUL Labs, Inc.

Member Finlinson made a motion to approve the Millard School District entering into the Legal Services Agreement on Vaping Litigation with the law firm of Kirton McConkie, partnering with the law firm of Frantz Law Group, APLC, for legal services in a lawsuit against JUUL Labs, Inc., seconded by Member Barney and carried unanimously by the Members of the Board.

Action Items

Policy Approval
None

Request for
Waiver of Tuition
Out-of-State Resi-
dency Request

School Vaping
Litigation

Out-of-State Travel Request - Millard School District Board of Education

National School Boards Association (NSBA)
Annual Conference and Exposition
San Diego, California
Saturday - April 2, 2022 through Monday - April 4, 2022

Out-of-State Travel Request - Board of Education

It was recommended that any Board Member desiring to attend this NSBA Annual Conference and Exposition be approved to attend.

Member Lund made a motion to support and approve any Member of the Millard School District Board of Education to attend the National School Boards Association Annual Conference and Exposition, seconded by Member Barney and carried unanimously by the Members of the Board.

Employee Request to Extend Time to Use Vacation Days

A custodian at Millard High School tested positive for COVID-19 and will be gone at least ten (10) days. This positive test occurred the first of September. Kelly Robison has eleven (11) days of vacation and per Millard School District policy, must be used prior to October 1st or be lost. It was recommended that Kelly Robison be allowed to extend until the end of October 2021 to use her remaining vacation days so that she can fill in for the custodian who will need to be absent for at least ten (10) days.

Kelly Robison -
Extension of Time to Use Earned Vacation Days

Member Lund made a motion to approve extending the time for Kelly Robison to use her earned vacation days until the end of October 2021, seconded by Member Finlinson and carried unanimously by the Members of the Board.

Honoring Excellence

Honoring Personnel Excellence

Mrs. Delise Fullmer - Millard School District "Teacher of the Year"
Teacher at Millard High School

Honoring Excellence

Delise Fullmer -
MSD "Teacher of the Year"

Superintendent Styler and Mr. Derrick Dearden Principal of Millard High School, shared with the Members of the Board the accomplishments of Mrs. Fullmer and her contributions to the students, staff, and patrons of Millard High School and the Millard School District.

Mrs. Fullmer represented the Millard School District in the State of Utah "2021 Teacher of the Year" competition held September 3, 2021.

Mrs. Fullmer was presented with a plaque and congratulated by the Members of the Board for her accomplishments.

Mr. Clint Petersen
Head Coach Delta High School Boys' and Girls' Track
Awarded 3-A "Coach of the Year" for Girls' Track

Clint Petersen -
DHS Boys' and Girls' Track Coach

Mr. Petersen was honored as the Utah State 3-A "Coach of the Year" for girls' Track, as the Delta High School Girls' Track team won the Utah State 3-A Track and Field competition in May 2021.

Mr. Petersen is retired from coaching.

Mr. Petersen was congratulated by the Members of the Board and presented with a "Certificate of Excellence" for a job well done.

Honoring Personnel Excellence continued:

Mr. Jeremy Teeples - Millard High School Baseball Coach

Mr. Teeples retired from being the Millard High School Boys' Baseball Coach after twenty-one years of coaching. Mr. Teeples has done an excellent job and coached the lives of many individuals.

Mr. Teeples was congratulated by the Members of the Board and presented with a "Certificate of Excellence" for a job well done.

Honoring Excellence Continued

Jeremy Teeples
- MHS Baseball Coach

Communications for Board Members

1. School Newsletters:

- a. Delta South Elementary School's - "Bunny Bulletin" September 2021
- b. Delta North Elementary School's "Bulldog Bulletin" September 2021
- c. Fillmore Elementary School's "Chipmunk Chat" September 2021
- d. Fillmore Middle School's September 2021 Newsletter

Communications for Board Members

School Newsletters

Public Comment

1. Mr. Russell Sias expressed appreciation for the efforts of the Millard School District Board of Education. He applauded their efforts on behalf of the students, staff, and patrons of the Millard School District.

Mr. Sias indicated that he was a champion of transparency. He suggested that the textbooks (curriculum) be put in the public library to be available for those who may not be in the public school system.

Mr. Sias suggested that those items taken care of in Executive Session be moved to a public forum. Again, transparency is so important.

Mr. Sias supported the NRA.

Public Comment

Board Member Comments

1. Member Finlinson indicated that it was great and commendable the efforts of so many with the flooding on the first day of school. She was grateful for school being postponed one day to allow individuals to deal with their own flooding issues.

Member Finlinson was concerned with the reports of the vaping going on within the school.

Member Finlinson thanked Superintendent Styler for his updating the Members of the Board on the protocols for dealing with COVID-19 issues.

2. Member Barney seconded the comments of Member Finlinson as it was so good to see and watch the actions of others in pulling together to help each other with the flooding issues. There is much thanks owed to the District's employees who all worked shoulder to shoulder to have things ready for school to start a day late in the Delta area.

3. Member Lund reported on the Utah High School Activity Association (UHSAA) as things move forward for the 2021-2022 school year. There are now three mixed sports, with those being Baseball, Football, and Cheerleading. Even though realignment is two years away, several issues have already come before the UHSAA Board of Trustees. Member Lund suggested that activities are so important to a student's educational opportunities.

Board Member Comments

4. Member Holt indicated that many of our students and their parents were so excited for school to start and were disappointed that the official first day of school was postponed. These students were just as excited for school to start even though it was a day late. The hail storm that hit on Thursday was a scary experience for the younger children at Delta South Elementary School. It was gratifying to see the love of the teachers and support personnel who took these young children and made them feel safe. Teachers love and give much to the children, with them having such a positive impact on the lives of our children. He appreciated that neighbors were helping neighbors.

5. Superintendent Styler expressed his appreciation of the efforts of so many in dealing with the flooding issues. The first day of school is so important, with thanks for everyone who put forth such an effort to be able to start school the next day.

The next regular scheduled meeting of the Millard School District Board of Education will be held on Thursday, October 14, 2021, at 1:00 p.m., at the District Office, 285 East 450 North, Delta, Utah.

Next Meeting

Meeting adjourned at 3:00 p.m.

Attest:

Signed: _____ Signed: _____
 President Business Administrator