

**Minutes of
Regular Meeting of the Governing Board
For Tracy Unified School District
Held on Tuesday, December 14, 2021**

6:00 PM: 1-3. President Kaur called the meeting to order and adjourned to closed session.

Roll Call: 4. Board: S. Abercrombie, A. Alexander, A. Blanco, N. Erskine, Z. Hoffert,
S. Kaur, L. Souza
Staff: B. Stephens, R. Pecot, T. Jalique, J. Stocking, B. Etcheverry

7:00 PM 5. President Kaur called the Tracy Unified School District Board of Education to order and led those present in the Pledge of Allegiance.

6. **Administer Oath of Office:** No new members.

7. Board Organization:

7.1 Elect Officers:

Action: President: Ameni Alexander. Erskine. Hoffert. **Vote:** Yes -7; No-0.

Action: Vice President: Ana Blanco. Hoffert, Erskine. **Vote:** Yes-7; No-0.

Action: Clerk: Nathalia Erskine. Erskine, Souza. **Vote:** Yes-7; No-0.

7.2 Appoint Representatives to the following committees:

Budget; Charter Schools; City Schools Liaison; District Attendance Area;
Facilities Advisory; Facility Use Policy Review; Special Ed; Tracy Learning
Center/Ad Hoc Board Member; Tracy Parks

Action: Keep committees same as last year. Abercrombie, Erskine.

Vote: Yes-7; No-0.

7.3 Approve Board Meeting Calendar

Action: Abercrombie, Blanco. **Vote:** Yes-6; No -1 (Hoffert)

Trustee Hoffert left the meeting at 7:08 p.m.

Trustee Hoffert returned to the meeting at 7:11 p.m.

Closed Session:

8a Action Taken on Findings of Fact: 21/22#39, 21/22#40, 21/22#41,
3.2.1 21/22#42, 21/22#43, 21/22#44, 21/22#45, 21/22#46, 21/22#47
Action: Abercrombie, Blanco. **Vote:** Yes-6; No-0; Absent-1(Hoffert)

8b Report Out of Action Taken on Reinstatements: AR#21-22/#10
3.2.2
Action: **Vote:** Yes-5; No-0; Absent-2(Hoffert, Kaur)

8c Report Out of Action Taken on Early Graduation: KHS#10352837
3.2.3
Action: **Vote:** Yes-5; No-0; Absent-2(Hoffert, Kaur)

- 8d** The Board voted “5-yes” and “0-no” with 2 absent (Hoffert and Kaur)
- 3.3.1** to approve a settlement agreement with a certain certificated employee wherein the employee agreed to submit his irrevocable resignation from employment and the District agreed to provide certain compensation and benefits to the employee.
- Action:** **Vote:** Yes-5; No-0; Absent-2(Hoffert, Kaur)
- 8e** Report Out of Action Taken on Consider Paid Leave of Absence for
- 3.3.2** Classified Employee #UCL-408, Pursuant to Article XXIII
- Action:** **Vote:** Denied. Yes-6; No-0; Absent-1(Hoffert) ___
- 8f** Report Out of Action Taken on Consider Paid Leave of Absence for
- 3.3.3** Classified Employee #UCL-407, Pursuant to Article XXIII
- Action:** **Vote:** Approved. Yes-6; No-0; Absent-1(Hoffert)
- 8g** Report Out of Action Taken on Consider Unpaid Leave of Absence for
- 3.3.4** Classified Employee #UCL-409, Pursuant to Article XXIII
- Action:** **Vote:** Approved. Yes-6; No-0; Absent-1(Hoffert)
- 8h** Report Out of Action Taken on Consider Unpaid Leave of Absence for
- 3.3.5** Certificated Management Employee #UC-1269, Pursuant to Article XX
- Action:** **Vote:** Approved. Yes-6; No-0; Absent-1(Hoffert)
- 8i** Report Out of Action Taken on Consider Unpaid Leave of Absence for
- 3.3.6** Certificated Employee #UC-1267, Pursuant to Article XX
- Action:** **Vote:** Approved. Yes-6; No-0; Absent-1(Hoffert)
- 8j** Report Out of Action Taken on Consider Leave of Absence Requests
- 3.3.7** for Certificated Employee: #UC-1268. Pursuant to Article XX
- Action:** **Vote:** Approved. Yes-6; No-0; Absent-1(Hoffert)

Minutes:

9. Approve Special Minutes of November 9, 2021.

Action: Abercrombie, Erskine. **Vote:** Yes-5; No-0; Abstain-2(Hoffert, Souza)

Approve Regular Minutes of November 9, 2021.

Action: Abercrombie, Kaur. **Vote:** Yes-6; No-0; Abstain-1(Souza)

Audience:

J. Jimenez, R. Soto, S. Hawkins, A. Lee, Z. Boswell, S. Theil, M. Stagnaro, M. Bunch, J. Noll, B. Silver, M. Strelka, T. Quintana, C. Munger, M. Baumann, K. Noah, T. Hawes, N. Link, B. Brownne, A. Muzzi, L. Nelson, T. Calderon, T. Salinas, M. Petty, J. Carter, S. Strube, T. Mitchel, C. Domke, H., Nielsen, M. Pereira, A. Hutton, K. Noah, T. Mathis, T. Dichon, M. Abelar, M. Cordisco, L. Nunes, D. Arbogast, K. Felisberto, E. Quintana, L. Huerta, T. Shahhosseini

Student Rep Reports:

10. None.

Recognition & Presentations:

11.1 Recognize the Outstanding Employees of the Fall Term for the 2021-22 School Year

The Board recognized Andrew Hutton (9-12), Celeste Domke (6-8) and Heather Nielsen (K-5) as Outstanding Certificated Employees; Tricia Mathis (9-12) Kathleen Noah (6-8) Mary Pereira (K-5) as Outstanding Classified Employees and Tammie Hawes as the Outstanding Management Employee for the Fall Term of the 2021-2022 school year.

11.2 Recognition of Gloria Wells

Associate Superintendent of Human Resources, Tammy Jalique, commented that Gloria Wells was unable to be here tonight as it is her birthday, and she is with her family. Dr. Michael Bunch, Director of Human Resources commented that he is privileged to recognize Gloria. He was eating a snack at his desk and inhaled to sneeze and ended up choking. He was coughing and Gloria asked if he was ok. Everyone in the department came to assist and Gloria ran into his office and hit him on the back and finally he was able to cough up the piece of food blocking his airway. Gloria is his hero.

Information & Discussion Items:

12.1 Administrative & Business Services: None.

12.2 Educational Services:

12.2.1 Receive Report on COVID 19 Updates

Director of Curriculum and Accountability, Dr. Zachary Boswell presented a power point that showed the latest COVID numbers. San Joaquin County is slightly below the state average with 12.9 per 100,000 and the state is at 14.1 per 100,000. We are still testing for any employee or community member at no cost to employee or community. We will have 2 more vaccination clinics at Monte Vista on December 20, 2021 and January 10, 2022, both from 12:00 p.m. to 7:00 p.m. Anyone in the community 5 years of age and older are eligible. They will be distributing vaccines, including boosters. We recommend that you make an appointment as they typically run out of vaccines for walk ups. Central School is also scheduled to host vaccine clinics on February 7th and 28th.

Hearing of Delegations

13. Tarek Dichon asked the board not to mandate vaccines for personal and religious reasons. There's a lot of long-term research that has not been done. He encouraged the board to have exemptions if it is mandated. He doesn't want students to have to leave their school.

Maryanne Abelar has 2 children, ages 7 and 4. She is here to speak out against mandatory COVID vaccines. She is not anti-vax and is happy we can protect the most vulnerable. She is not comfortable that we do not have enough data and that we cannot measure the long term affects. Schools have stayed open this entire year and we have kept the virus under control. She is also concerned for children with health issues and how it would affect them. She knows that the Board does not have the power to remove the mandate, but many parents are unaware of what is happening. Parents are standing together to make a difference.

Chris Munger, TEA president, is here to support and encourages the board to approve action item 16.1.2 which is the revised board policy. He feels this is very important to adopt. If we do not approve this, we will be out of compliance which will cause our district financial problems. This week, he collaborated with Dr. Pecot and Dean Reese on the STEM grant and implementation of it. He is excited to learn about it and appreciates the opportunity. It will be an important program to our district.

Public Hearing:

14.1 Administrative & Business Services: None.

Consent Items:

15. Board approval of any agenda item requiring insurance is conditioned upon acceptance of appropriate insurance accepted by Tracy Unified.

Action: Approved all consents, except items 15.3.2, 15.3.3, 15.3.4. Abercrombie, Kaur. **Vote:** Yes-7; No-0.

Action: Item 15.3.2. Abercrombie, Kaur. **Vote:** Yes-7; No-0.

Action: Item 15.3.3. Kaur, Erskine. **Vote:** Yes-6; No-1(Hoffert)

Action: Item 15.3.4. Abercrombie, Kaur. **Vote:** Yes- 6; No-1(Hoffert)

15.1 Administrative & Business Services:

15.1.1 Approve Entertainment, Assembly, Service, Business and Food Vendors

15.1.2 Ratify Routine Agreements, Expenditures and Notice of Completions Which Meet the Criteria for Placement on the Consent Agenda

15.1.3 Accept the Generous Donations from the Various Individuals, Businesses, and School Site Parent Teacher Associations Listed Herein with Thanks and Appreciation from the Staff and Students of the Tracy Unified School District

15.1.4 Accept and Review the Status of School Connected Organization/Booster Club Applications Submitted for the 2020/21 School Year

15.2 Educational Services:

15.2.1 Approve Agreement for Special Contract Services and Memorandum of Understanding with San Joaquin County Office of Education, STEM Department to Provide Computer Science Trainings to TUSD Teachers and Staff for the 2021-2022 School Year

15.2.2 Approve Agreement for Contract Services between IXL Learning and George Kelly Elementary School to provide IXL Learning Site License in Reading and Math for the 2021-2022 School Year

15.2.3 Approve Agreement for Contract Services for STEM Professional Development between McKinley Elementary and San Joaquin County Office of Education for McKinley Teachers

15.2.4 Approve Revised School Site Plan and Budget for North School for the Remainder of the 2021-2022 School Year (Separate Cover Item)

15.2.5 Approve Agreement for Special Contract Services with the San Joaquin County Office of Education, for the County to Provide Single Subject Physical Education Teachers Professional Learning on two of the District Early Release Monday's During the 2021-2022 School Year

15.2.6 Approve Agreement for Contract Services with ROYA Foundation and PLEXUSS virtual tutoring services for students experiencing housing insecurity and in the foster care system during the 2021-22 School Year

15.2.7 Approve Agreement for Special Contract Services with San Joaquin County Office of Education Continuous Improvement and Support, to Provide Unconscious Bias Training for all Teachers During the 2021-2022 School Year

15.2.8 Approve Overnight Travel for the West High Girl's Wrestling Team and Coaches to Attend the Napa Valley Girls Tournament in Napa, California, on January 6-8, 2022

15.3 Human Resources:

- 15.3.1** Accept the Resignations/Retirements/Leaves of Absence for Certificated, Classified and/or Management Employees
- 15.3.2** Approve Classified, Certificated and/or Management Employment
- 15.3.3** Approve a Variable Term Waiver for Administrative Services
- 15.3.4** Approve a 2-Year Experience Waiver for Preliminary Administrative Credential
- 15.3.5** Approve Speech-Language Pathology Assistance Fieldwork Agreement with San Joaquin Delta College
- 15.3.6** Approve Student Teacher Fieldwork Agreement with CSU East Bay
- 15.3.7** Approve Teacher Internship Agreement with CSU East Bay

Action Items:

16.1 Administrative & Business Services:

- 16.1.1** Consider Claim 599902
- Action:** Reject claim. Abercrombie, Kaur. **Vote:** Yes-6; No-1(Hoffert)
- 16.1.2** Adopt Revised Board Policy 3310 (First Reading)

Principals, Dr. Michael Stagnaro and Mr. Jose Jimenez, spoke in support of this policy and the effects this will have on funding for Title I schools. Principals from Bohn, Central, Freiler, Jacobson, McKinley, North, Southwest Park, Williams, Villa, Monte Vista, West High and Stein High all stood in support of this policy.

Action: Abercrombie, Kaur **Vote:** Yes-7; No-0.

16.1.3 Certify 2021-2022 Fiscal Year First Interim Report (Separate Cover Item)

Dr. Rob Pecot, Associate Superintendent of Business Services, presented a power point on the first interim report. He reviewed the deadlines. This is unusually fluid report. There are various funds coming in and there are changes in reporting. We show a deficit of \$8 million dollars which is very misleading because ESSER money has not come in yet. ESSER and ELOG money are restricted funds. The general fund is based on unrestricted. Historically, a \$3 million deficit has been a balanced budget, so you can be confident with those figures. When 2nd interim happens, it should look much different. Reserves are very healthy. Fund 17 in reserves is to cover 1 month's expenses in an emergency situation. Extra expenditures that may not have been budgeted for are teacher supplies, technology related to COVID, purchase of bus, etc. For the 2022-2023 school year, the STRS and PERS will continue to rise. There is a \$2.5 million increase in one year. Very significant to this budget is the reduction of LCFE revenue. We will have multiple years of declining enrollment. We are paid on previous year enrollment. Due to COVID and enrollment, our income will go down by about \$3 million dollars. The good news is that our declining enrollment has slowed down, which is better than we originally projected. TUSD is in good shape. We have been smart with our budget. The 2nd interim budget will be much clearer. The Governor's budget proposal will be in January.

Trustee Kaur left the meeting at 8:38 p.m.

Trustee Kaur returned to the meeting at 8:39 p.m.

Action: Abercrombie, Erskine. **Vote:** Yes-7; No-0.

16.1.4 Adopt Resolution No. 21-09 to Excuse Meeting Absence of Board Member

Action: Abercrombie, Blanco. **Vote:** Yes-6; No-1; Abstain-1(Hoffert)

16.1.5 Authorize and Approve Resolution No. 21-07 Energy Services Contract with FFP BTM Solar, LLC.

Action: Abercrombie, Kaur. **Vote:** Yes-7; No-0.

16.2 Educational Services:

16.2.1 Acknowledge Revisions to Administrative Regulation 6174 Education for English Learners (First Reading)

Action: Abercrombie, Erskine. **Vote:** Yes-7; No-0.

16.2.2 Adopt Resolution No. 21-06 Approving the Intent of the Continued Funding Application Authorizing the District to Enter into a Renewal of the Yearly Contract with the State for a Child Development Program for the 2022-2023 School Year and to Authorize Designated Personnel to Sign Contract Documents

Action Souza, Erskine. **Vote:** Yes-7; No-0._

16.2.3 Approve the Educator Effectiveness Funds Block Grant for the 2021-2022 through 2025-2026 Fiscal Years for Tracy Independent Study Charter School

Action: Abercrombie, Souza. **Vote:** Yes-7; No-0.

16.2.4 Approve the Educator Effectiveness Funds Block Grant for the 2021-2022 through 2025-2026 Fiscal Years

Action: Erskine, Abercrombie. **Vote:** Yes-7; No-0._

16.2.5 Approve Latino Literacy Project for K-5 and K-8 TUSD Schools

Action: Erskine, Abercrombie. **Vote:** Yes-7; No-0.

16.3 **Human Resources:**

16.3.1 Approve Job Description and Salary for STEM Learning Accelerator Coordinator

Action: Abercrombie, Erskine. **Vote:** Yes-6; No-1(Hoffert)

16.3.2 Adopt Resolution No. 21-08 Authorizing Teachers to Teach Outside Their Credential Authorizations

Action: Abercrombie, Erskine. **Vote:** Yes-7; No-0.

16.3.3 Approve Increase to Translator Hourly Rate of Pay

Action: Blanco, Abercrombie. **Vote:** Yes-7; No-0.

Board Reports:

Trustee Souza congratulated Trustee Alexander on being president. He has never missed a meeting. She also congratulated the Employees of the Fall Term. She thanked West High School and Mr. Behnam for collaborating with Blue Crew and do inclusion activities. They reached out to special education students and asked them to join Blue Crew. Ms. Lee also helped out. The kids had an entire section designated to sit with our special ed kids. It was amazing and she hopes the other schools do that too. She thanked Mr. Strube who is in charge of the CTE programs. These programs teach students various skill sets. He invited board members to a county-wide meeting. She appreciated the invite and being a part of that. Trustee Kaur congratulation Trustee Alexander on his position. She wished

everyone a Merry Christmas and Happy Holidays. Trustee Blanco thanked everyone for coming and congratulated the employees that were recognized tonight. She thanked all employees at TUSD and hopes they enjoy their break and their traditions. Trustee Abercrombie thanked students and staff who stepped up and made outstanding donations for Brighter Christmas. There was a great outpour of support. On Friday, they will move the toys to Williams Middle School and will need assistance from 1:00 to 5:00. On Saturday they box food and then a week from today will bless 500 families with food and toys. Trustee Erskine thanked everyone. She views them as family. They may disagree but will come to a resolution. Their presence here means a lot to her. She wishes a Merry Christmas to those that celebrate it and enjoy family and friends. Trustee Hoffert thanked the outstanding employees of the fall term. They play a vital role in our district. He would like more than one meeting in the month of December because he doesn't feel there is enough time to review it thoroughly to make effective decisions. He also stated that we need to make safety a priority throughout this district. If students do not feel safe, their performance will not be as effective. We forgot our schools are not just learning but a work site for employees. Trustee Alexander thanked to all employees of the district. He appreciates all the services provided. He also thanked the board members that voted for me. His personal goal would be to open a dialog with teachers, unions, administrators, and superintendents. We are all in this together. When he came on board 3 years ago, he wanted to make our district the best in the county and state. We are open to reasonable ideas. He wished everyone happy holidays and to stay safe. The next meeting is January 11th. He wished the board Merry Christmas, Happy Kwanza, Happy Hanukah and anything you celebrate.

**Superintendent
Report:**

Dr. Stephens attended the Kimball High School play, "Elf, the Musical". They do an amazing job. They will also have a spring production. He thanked everyone for a great first semester and wished everyone a Merry Christmas and Happy Holidays.

Adjourn: 9:14 p.m.

Clerk

Date