

NOTICE
REGULAR MEETING OF THE GOVERNING BOARD
TRACY UNIFIED SCHOOL DISTRICT
MARCH 8, 2022

PLACE: DISTRICT EDUCATION CENTER
BOARD ROOM
1875 WEST LOWELL AVENUE
TRACY, CALIFORNIA

TUSD board meetings are held in person. Masks are required.

To View the live stream of this meeting, please follow this link: Board Meeting Live

TIME: 6:30 PM Closed Session
7:00 PM Open Session

A G E N D A

- | | | |
|-----------|--|----------------|
| 1. | Call to Order | Pg. No. |
| 2. | Roll Call – Establish Quorum
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 | |
| 3. | Closed Session: Opportunity to Address the Board Regarding Closed Session Items which follow. Closed session is limited to consideration of items specifically authorized under the Government Code and/or the Education Codes. | |
| | 3.1 Administrative & Business Services: None. | |
| | 3.2 Educational Services: | |
| | 3.2.1 Findings of Fact: 21/22#75, 21/22#76, 21/22#77 | |
| | 3.2.2 PE Exemptions: NES#10350486 | |
| | Action: Motion__ ; Second__ . Vote: Yes__ ; No__ ; Absent__ ; Abstain__ | |
| | 3.2.3 Early Graduation: THS#10347701, WHS #10340015, KHS #10356132 | |
| | Action: Motion__ ; Second__ . Vote: Yes__ ; No__ ; Absent__ ; Abstain__ | |
| | 3.3 Human Resources: | |
| | 3.3.1 Consider Paid and Unpaid Leave of Absence for Certificated Employee #UC-1302, Pursuant to Article XX | |
| | Action: Motion__ ; Second__ . Vote: Yes__ ; No__ ; Absent__ ; Abstain__ | |
| | 3.3.2 Consider Unpaid Leave of Absence for Certificated Employee #UC-1301, Pursuant to Article XX | |
| | Action: Motion__ ; Second__ . Vote: Yes__ ; No__ ; Absent__ ; Abstain__ | |
| | 3.3.3 Consider Public Employee/Employment/Discipline/Dismissal/Release | |
| | Action: Motion__ ; Second__ . Vote: Yes__ ; No__ ; Absent__ ; Abstain__ | |
| | 3.3.4 Conference with Labor Negotiator | |
| | Agency Negotiator: Tammy Jalique | |
| | Associate Superintendent of Human Resources | |
| | Employee Organization: CSEA, TEA | |

4. Adjourn to Open Session

5. Call to Order and Pledge of Allegiance

6. Closed Session Issues:

6a Action on Findings of Fact: 21/22#75, 21/22#76, 21/22#77

3.2.1

Action: Motion ___, Second ___. **Vote:** Yes ___; No ___; Absent ___; Abstain ___

6b Report Out of Action Taken on PE Exemptions: NES#10350486

3.2.2

Action: **Vote:** Yes ___; No ___; Absent ___; Abstain ___

6c Report Out of Action Taken on Early Graduation: THS#10347701, WIIS

3.2.3 #10340015, KHS #10356132

Action: **Vote:** Yes ___; No ___; Absent ___; Abstain ___

6d Report Out of Action Taken on Consider Paid and Unpaid Leave of Absence for

3.3.1 Certificated Employee #UC-1302, Pursuant to Article XX

Action: **Vote:** Yes ___; No ___; Absent ___; Abstain ___

6e Report Out of Action Taken on Consider Unpaid Leave of Absence for

3.3.2 Certificated Employee #UC-1301, Pursuant to Article XX

Action: **Vote:** Yes ___; No ___; Absent ___; Abstain ___

7. Approve Regular Minutes of February 22, 2022

1-10

Action: Motion __; Second __. **Vote:** Yes ___; No ___; Absent ___; Abstain __

8. Student Representative Reports: Tracy High School FFA: Katie Morelos;
West High School FFA: Kaylee Henry, Danny Vargas.

9. Recognition & Presentations: An opportunity to honor students, employees and community members for outstanding achievement:

9.1 Hirsch Elementary School Presentation

9.2 Tracy Adult School Presentation

10. Information & Discussion Items: An opportunity to present information or reports concerning items that maybe considered by Trustees at a future meeting.

10.1 Administrative & Business Services:

10.1.1 Receive Report on Naming Facilities

10.1.2 Receive Report on TUSD Enrollment

11

10.2 Educational Services:

10.2.1 Receive Report on COVID 19 Updates

10.2.2 Receive Information on the California Expanded Learning Opportunity Program (ELO/ELO-P)

12-13

10.2.3 Receive Report on the California Assessment of Student Performance and Progress (CAASPP)

14

10.2.4 Receive Report on Instructional Materials Adoptions

15-16

10.2.5 Receive Report on A-G Improvement Completion Improvement Grant

17-18

10.3 Human Resources:

10.3.1 Receive Report on Hiring Practices and Costs of Advertising Job Openings

19

- 11. Hearing of Delegations:** Anyone wishing to address the Governing Board on a non-agenda item may be heard at this time. Oral presentations shall be held to a reasonable length, normally not to exceed five (5) minutes. If formal action is required, the board may request that the item be placed on a future agenda and action will be taken at a future date. If information or a report is requested, the request for it must also be submitted in writing to the superintendent.

- 12. PUBLIC HEARING:** None.

- 13. Consent Items:** Actions proposed for consent are consistent with the approved practices of the district and are deemed routine in nature. Trustees receive board agenda background information in advance of scheduled meetings and are prepared to vote with knowledge on the consent items.

Action: Motion___; Second___; **Vote:** Yes___; No___; Absent___; Abstain___.

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

13.1 Administrative & Business Services:

- 13.1.1** 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 **20-21**

13.2 Educational Services:

- 13.2.1** Approve Agreement for Special Contract Services with Challenge Day for services at Tracy (4/5), West (4/7), and Kimball (4/12) High Schools for the 2021-2022 School Year (Separate Cover Item) **22**
- 13.2.2** Approve the Discard of Obsolete Instructional Materials **23**
- 13.2.3** Ratify Master Contract (MC) Victor RTC/North Valley NPS, for the 2021- 2022 School Year (Separate Cover Item) **24**
- 13.2.4** Approve Overnight Travel for the West High B.S.U. Club and Advisors to Attend the Black Students of California United (BSCU) Leadership Conference in Sacramento, California on March 11-13, 2022 **25**
- 13.2.5** Approve Overnight Travel for the West High Track Team and Coaches to Attend the Track Invitational in Arcadia, Ca. April 7-10, 2022 **26**
- 13.2.6** Approve Revised School Site Plans and Budgets for South/West Park School for the Remainder of the 2021-2022 School Year (Separate Cover Item) **27**

13.3 Human Resources:

- 13.3.1** Accept Resignations/Retirements/Leave of Absences for Classified, Certificated, and/or Management Employment **28-30**
- 13.3.2** Approve Classified, Certificated, and/or Management Employment **31-33**

- 14. Action Items:** Action items are considered and voted on individually. Trustees receive background information and staff recommendations for each item recommended for action in advance of scheduled meetings and are prepared to vote with knowledge on the action items.

14.1 Administrative & Business Services:

- 14.1.1** Approve School Site Safety Plans for the 2022-23 School Year (Separate Cover Item) **34**

Action: Motion___; Second___. **Vote:** Yes___; No___; Absent___; Abstain___.
14.1.2 Certify 2021-2022 Fiscal Year Second Interim Report **35-36**
 (Separate Cover Item)
Action: Motion___; Second___. **Vote:** Yes___; No___; Absent___; Abstain___.

14.2 Educational Services:

14.2.1 Acknowledge Updates to Reclassification Criteria (First Reading) **37-39**
Action: Motion___; Second___. **Vote:** Yes___; No___; Absent___; Abstain___.
14.2.2 Approve Adoption of Instructional Materials **40-41**
Action: Motion___; Second___. **Vote:** Yes___; No___; Absent___; Abstain___.
14.2.3 Approve Agreement for Contract Services with A Plus Academic **42-45**
 Center for In-person and Virtual Tutoring Services for Students
 Experiencing Housing Insecurity and in the Foster Care System During
 the 2021-22 School Year
Action: Motion___; Second___. **Vote:** Yes___; No___; Absent___; Abstain___.

14.3 Human Resources: None.

14.3.1 Approve One-Time (Lump Sum) 2% Salary Increase **46**
Action: Motion___; Second___. **Vote:** Yes___; No___; Absent___; Abstain___.

15. Board Reports: An opportunity for board members to discuss items of particular importance or interest in the district.

16. Superintendent's Report: An opportunity for the superintendent to share matters of special interest or importance which are not on the board agenda and/or special presentations of district programs or activities.

17. Board Meeting Calendar:

17.1 April 12, 2022
17.2 May 10, 2022
17.3 May 24, 2022
17.4 June 14, 2022
17.5 June 28, 2022

18. Upcoming Events:

18.1 April 15-22, 2022 No School, Spring Break
18.2 May 27, 2022 Last Day of School
18.3 August 8, 2022 First Day of School

If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability. To make this request, please telephone the Superintendent's Office at 209.830.3201. If any person with a disability needs a disability-related modification or accommodation, including auxiliary aids or services, he/she should also contact the Superintendent's Office at least 24 hours prior to the meeting.

**Minutes of
Regular Meeting of the Governing Board
For Tracy Unified School District
Held on Tuesday, February 22, 2022**

- 6:00 PM:** 1-3. President Alexander called the meeting to order and adjourned to closed session.
- Roll Call:** 4. Board: S. Abercrombie, A. Alexander, A. Blanco, N. Erskine, Z. Hoffert, L. Souza
Absent: S. Kaur
Staff: B. Stephens, R. Pecot, T. Jalique, J. Stocking, B. Etcheverry
- 7:00 PM** 5. President Alexander called the Tracy Unified School District Board of Education to order and led those present in the Pledge of Allegiance.
- A moment of silence was called for in memory of teacher, Jeff Baker, who recently passed away.
- Closed Session:**
- 6a** Action on Findings of Fact: 21/22#59, 21/22#60, 21/22#61, 21/22#64,
3.2.1 21/22#65, 21/22#66, 21/22#67, 21/22#68, 21/22#69, 21/22#70,
21/22#71, 21/22#72, 21/22#73, 21/22#74
Action: Abercrombie, Erskine. **Vote:** Yes-6; No-0; Absent-1(Kaur)
- 6b** Report Out of Action Taken on Consider Paid Leave of Absence for
3.3.1 Certificated Employee #UC-1270, Pursuant to Article XX
Action: Approved. **Vote:** Yes-6; No-0; Absent-1(Kaur)
- 6c** Report Out of Action Taken on Consider Non-Paid Leave of Absence
3.3.2 for Certificated Employee #UC-1271, Pursuant to Article XX
Action: This item was pulled. **Vote:** None.
- 6d** Report Out of Action Taken on Consider Non-Paid Leave of Absence
3.3.3 for Certificated Employee #UC-1273, Pursuant to Article XX
Action: Denied. **Vote:** Yes-6; No-0; Absent-1(Kaur)
- 6e** Report Out of Action Taken on Consider Paid and Non-Paid Leave of
3.3.4 Absence for Classified Employee #UCL-414, Pursuant to Article
XXIII
Action: Approved. **Vote:** Yes-6; No-0; Absent-1(Kaur)
- 6f** Report Out of Action Taken on Approve Leave of Absence Requests
3.3.5 for Certificated Employees: #UC-1274, #UC1276, #UC1277,
#UC1278, #UC1279, #UC1280, #UC1281, #UC1282, #UC1283,
#UC1284, #UC1285, #UC1286 and # UC1287 Pursuant to Article
XX
Action: Approved. **Vote:** Yes-6; No-0; Absent-1(Kaur)
- 6g** Approve the Non-Reelection of Probationary Certificated
3.3.6 Employees: #UC-1288, #UC-1289, #UC-1290, #UC-1291, #UC-
1292, #UC-1293, #UC-1294, #UC-1295, #UC-1296, #UC-1297,
#UC-1298, #UC-1299, and #UC-1300. Pursuant to Education Code
Section 44929.21(b)

Action: Approved as amended, only approve 1290 and 1298.

Vote: Yes-6; No-0; Absent-1(Kaur)

Minutes:

7. Approve Regular Minutes of January 25, 2022.

Action: Abercrombie, Erskine.

Vote: Yes-4; No-0; Absent-1(Kaur); Abstain-2 (Blanco, Souza)

Approve Special Minutes of February 15, 2022.

Action: Abercrombie, Eskine.

Vote: Yes-4; No-0; Absent-1(Kaur); Abstain-2 (Blanco, Souza)

Audience:

R. Call, M. Stagnaro, L. Nelson, M. Strelka, B. Silver, A. Lee, G. Bradley, K. Jacobs, D. Reese, M. Masuda, D. Galles, J. Kaur, D. Sprecksel, A. Muzzi, M. Padgett, L. Padgett, P. Padgett, R. Figuera, R. Mahiddin, T. Quintana, O. Orcutt, K. Durant, T. Shaw, H. Smith, D. Schneider, T. Mitchell, H. Chahal, H. Kaur, S. Kaur, P. Dhaliwal, H. Kaur, H. Singh, G. Singh, S. Sairi, R. Khasa, J. Singh, E. Sanha, M. Thind, G. Singh, R. Spears, L. Spears, T. Avila, H. Sanchez, R. Sanchez, Y. Allegretti, E. Quintana, M. Bunch, E. Bowser, B. Maslyar, S. Hawkins, L. Hawkins, D. Coker, K. Felisberto,

**Student Rep
Reports:**

8. Tracy High: Olivia Orcutt is the representative for tonight and will be next year's ASB board representative. Basketball and Soccer girls both went on to the playoffs. The boys' basketball team had their senior night along with cheer and dance teams. Students showed their pride in the game against West High by beating them twice. There's only 3 months left in the year and leadership applications open for incoming Freshman and current students to run for any position. Applications for Academic Block T were also available. They recently had club rush week during both lunches, and it went well. Students love showing off their green and gold. They have received new clothing for students and parents in the student store. Counseling has been hard at work meeting with students to work out their 2022-23 schedules. A wellness lunch is held every other Wednesday with the counselors where students are encouraged to eat and play games.

West High: Kaitlyn Durant and Taryn Shaw. Slam Jam had been postponed, so they were finally able to have a great rally that included Marvel superheroes. There were high spirited conclusions for the soccer and basketball teams. Students said goodbye to seniors as they finished off their last season. Wrestling finished off and had successful tournament. Many Spring sports are practicing and will have games this week. The last day to buy tickets for Prom was February 11th. They have exceeded their goal for ticket sales. Northern Lights is the theme, and they are looking forward to seeing everyone dressed up on March 5th. It will be held at the California Academy of Sciences in San Francisco.

Kimball High: Omed Akbari reported that they are having a college workshop on March 1st. This is for Seniors and parents and will be hosted by Delta College in person and virtually. MSHA club meetings were presented for students interested in the medical field. They received grant money from Lawrence Livermore National Lab and purchased scrubs and other needed items. Students are planning for next year. They are excited for Swoosh Jam and will have fun dress up days, a rally

dance and lunch time activities. Many teams have made it to playoffs. Spring sports are starting up for the Spring.

Alternative Ed Campus: Diamond Torio is a Senior at Stein High. She is a first time representative. Teachers organized a co-ed basketball team. Students practice after school. There are 14 players and this weekend they played against 5 other alternative high schools and placed 2nd. They will play again on March 4th. It has promoted a positive campus culture. Their Book Club is small but growing. Students vote on the book they want to read. They are working towards school-wide sustained silent reading. Students will have the choice of a novel. On February 23rd, Stein and DR will job shadow employees of Lawrence Livermore National Lab. Students can earn science credits. The CTE exploratory labs will be held in the afternoon twice a week. Labs were chosen by students and include computer graphics, design and marketing, child development, culinary arts and personal finance. There are also plans to implement cross-curricular STEM starting in Spring. Students are given a hands-on project that incorporates a core subject. An example would be building a wind-up car using science and math and English.

Art Freiler School students Addie Darby, Saylor Crozier, Isaiah Lindain and Marco Rangel presented a power point . They reviewed the events at Freiler including a fundraiser that made over \$2200 towards the 8th grade promotion. They spoke about how the teachers are caring and hardworking. Staff keeps their grounds clean. The classes and students are organized and energized. Students can count on each other, and several have siblings there. Students are wearing their masks and staying safe. Leadership class is essential to the school. They plan fundraisers, dances and spirit days.

Monte Vista Middle School students Aiyana Marquez, ASB President and Yaritza Mena ASB Vice President, presented a power point about their school. This year they did a lot. They are focusing on inclusion. They want to make sure everyone feels welcome and have "WEB" (Where Everyone Belongs). They have special activities, spirit days and clubs such as GSA, Animae, Science and Math. ASB elections were held online this year. The Back-to-School Dance had the most students attend ever. Red ribbon week helped promote healthy choices. Movie night was the first one they have held in 2 years. Many participated and it was fun to hang out with friends. Dia de los Muertos had a great turnout organized by Mr. Espino with parent help. The Halloween haunted house admission was a canned food donation to give to Brighter Christmas. They also had a toy drive. Thanksgiving grams were made by students for another student. Everyone loved it. They had a craft night in December and also had cookie decorating, music and a visitor from the North Pole. They celebrated the life and times of Dr. Martin Luther King, Jr. with a lunchtime birthday party and collected gently used coats. The valentine's Day sale was very successful and also showed African Americans contributions during lunchtime activities. The dance had 247 students attend with a profit of \$240.00. They collected \$15,000 in the school wide fundraiser. This is more than any other past year. Election results had a different of 20 votes. They also collected 854 canned goods to feed the hungry and 28% of their students attending an after-school activity. MVMS is a fun place to be.

**Recognition &
Presentations:**

9.1 Jacobson Elementary School Presentation

Principal, Derek Sprecksel, Assistant Principal, Ashley Muzzi and 5th grade teacher, Miyoko Masuda presented a power point. Their focus is on implementing a school wide goal of a monthly “Book Flood” with an emphasis on student literacy. All students will receive a free book at the end of each month (10 books per year). This is first year of implementation. Each teacher has a budget to purchase books for their classroom libraries. For a student starting in Kindergarten, their household would have 60 books by the time they are finished with 5th grade. The books are purchased from First Book and Scholastic. The more books present in the home, the higher a child’s education will be. This is a unique program that many families will benefit from. Teachers select books either by student choice or current units of study. They showed pictures of the students in the library receiving their books. This shows that reading is fun.

Trustee Hoffert left the meeting at 7:30 p.m.

Trustee Hoffert returned to the meeting at 7:32 p.m.

Trustee Souza left the meeting at 7:37 p.m.

Trustee Souza returned to the meeting at 7:38

Student, Myles Padgett, explained how the book flood works. These books teach him new things and things about historical figures. His favorite was the biography on Henry Ford. He has always been interested in cars. He interviewed students about the book flood and said that many kids enjoy the program.

**Information &
Discussion Items:**

10.1 Administrative & Business Services:

10.1.1 Receive Update on Potential District Expenditures

Associate Superintendent of Business Services, Dr. Rob Pecot, presented a power point. He first recognized Reed Call and Lori Nelson for their efforts and thanked the budget committee. A few meetings ago trustees asked for a report in general. We are currently in between the 1st and 2nd interim budget. He reviewed TUSD’s current status. Next year’s cola was supposed to 5.33% however, since that time he has seen it fluctuate between 6% and 4.3%, so it is very fluid. Next year will be the largest PERS and STRS increase of all time. We hope the Governor will give some reprieve. It is a district expense that we have to prepare for. Declining enrollment 5 or 6 years ago was approximately 250 students and now over the last few years has been approximately 150. We have had reprieve with COVID for a few years. There will be multiple years of decline. It could be approximately \$7.5 million as we need to account and budget for all possibilities. He reviewed future costs and considerations such as ESSER I and II money. These are paying for current positions, however when those restricted funds run out, we will have to make decisions on what to do in the future. The same goes for supplemental programs. Over the last few years, Technology has had a lot of progress as far as one to one with COVID funding. We need to plan on \$3.5 million on top of what we are currently spending to sustain one-on-one. We should always use restricted funds first. We received partial payment in May of in person instruction funds and the rest of this should

be paid in December. That is over \$5 million that we do not currently have ticketed that needs to be used by June of 2024. It was suggested to give out a one-time bonus. He wanted to point out that our district is one of the only one's who gave out the full COLA to our staff. We understand that people are working hard. He showed a chart that showed what a 1% compensation would look like. That would cost \$1,227,003. We could use some of this money for a one-time stipend. The District could support 2% across the board for all staff. Trustee Abercrombie recommended that we bring this back as an action item at the next meeting.

10.2 Educational Services:

10.2.1 Receive Report on Instructional Materials Adoptions

Director of IMC, Dr. Debra Schneider, presented a power point on instruction materials. There will be more and will bring those back at next meeting. She reviewed the process of instructional materials. They do an analysis of courses and teacher committee reviews it. They then make recommendations to the curriculum council and then the council makes a recommendation to the board. These will come back as an action item at the next meeting. This process is from the State's toolkit. There is no vote, it is an evidence-based consensus. She then reviewed the various books for various grade levels. The next steps is to have these books on public review for 1 month. She will be back on March 8th to adopt these materials and they will then be ordered for the 2022-23 school year.

**10.2.2 Receive Report on the District Technology Plan Draft 2022-2027
(Separate Cover Item)**

Direct of ISET, Tom Quiambao, presented a power point. Tonight, he is presented the first draft of the technology plan for the next 5 years. He reviewed the technology vision statement and values.

Trustee Souza left the meeting at 8:16 p.m.

Trustee Souza returned to the meeting at 8:18 p.m.

There are 6 components of the tech plan: Demographics, current technology, curriculum, professional development, infrastructure refresh benchmarks and budget structure. The technology will support students in school and at home. We want to make sure that digital technology is used safety and with responsibility. He reviewed the infrastructure and device needs. As we grow one-to-one, we will need a lot of data. He reviewed the 5-year incremental budget. The next steps will be to post the plan to website and to get feedback. The committee will reconvene and revise as needed. They will start the process for LMS demonstrations, cloud mitigation and network components and device procurement.

**10.2.3 Receive Report on the Supplement to the Annual Update to the 2021-22
Local Control Accountability Plan and the Mid-Year Update**

Trustee Blanco left the meeting at 8:28 p.m.

Trustee Blanco returned to the meeting at 8:31 p.m.

Director of Continuous Improvement, State and Federal Programs, Tania Salinas, presented power point on behalf of Tracy Unified School District. There is a new requirement that we have to do a mid-year update and supplement. These dollar amounts are as Dec. 31, 2021. She reviewed the 5 metrics required. ELOG and ESSER plans were included in the LCAP. We are currently spending ESSER 1 and 2 funds. The ESSER 3 funds will be next school year. At the next board meeting we will have a report on the SBAC testing.

10.2.4 Receive Report on the Supplement to the Annual Update to the 2021-22 Local Control Accountability Plan and the Mid-Year Update for Tracy Independent Study Charter School

Director of Continuous Improvement, State and Federal Programs, Tania Salinas, presented power point on behalf of the Tracy Independent Study Charter School. TISCS is much simpler than TUSD since they did not receive ESSER funds, so they did not have to answer as many questions. The engaged stakeholders in the same way as TUSD, ie. survey, feedback, etc. They will be a part of the grants that TUSD applies such as the A-G Requirement Grant. She then reviewed their metrics. They are fairly new so there is no baseline data. She also reviewed their actions, whether partially implemented or fully implemented.

Hearing of Delegations

11. Greg Bower is a pastor and resident for 20 years. He is concerned about new Bills coming up SB 866 and SB 871 regarding minors consent to the COVID vaccine and the mandate of the vaccine for children. He wants to know what the board will do to protect the children. He believes mandated vaccines for children is unreasonable and outrageous. He also thinks that forced vaccines are a violation of civil rights. If they pass, they should be resisted and disobeyed. If wants a strong response by our board and wants them resisted. He gave an example of sanctuary cities, which refuse to comply with the law. He wants to make a sanctuary county/school district. As a pastor he is supposed to obey the law, but doesn't feel we should obey this one.

Trustee Souza left the meeting at 8:58 p.m.

Trustee Souza returned to the meeting at 8:59 p.m.

Donna Gallas, a teacher at TISCS, loves her job and thanked Dr. Stephens. Every teacher loves it and are very happy. She teaches Kinder and 1st grade. She used to have all of her curriculum in the classroom. At the Charter, everything is online. They were given the platform, Edgenuity. It does not have all of the entire program. She is requesting funds for K-5 Genius which would give the full implementation of the program. This would solve the problem.

Gurman Singh is a senior at Kimball High. He is here to share about the Khair program which is a substance use prevention program. He has seen substance abuse on campus. All students are impacted. He hopes to make an impact on his school campus and community.

Harshawn Singh is a senior at Kimball High School. He is here about the Khair program. He hopes this will help our community and aid in use of substances/

Jasleen Golar is a freshman at Kimball High. She has seen girls skip PE and go to the bathroom to smoke marijuana. She has seen students blow out smoke in their backpacks. Companies make watermelon, strawberry, and lemon scents to target youth. This is a serious problem that needs to be addressed.

Harsimar Kaur is a senior at Kimball High. She began to find ways to educate peers and the community. They talked with school administration to have town hall meetings. Substance use has increased. Presentations will be given on substances and guest speakers. A documentary will also be shown. Presentations will be given in classrooms to reach the younger audience. They are doing their part and hopes the board does theirs.

Sabrina Kaur is a senior at Kimball High. It is important to have Narcan on campus because it can save a life. Substance Abuse happens every day and she doesn't know why more is not being done. Students use substances in the bathrooms, quad and everywhere on campus.

Gurliasan Singh is a senior at Kimball High. Fentanyl is one of the deadliest opioids on the planet. In 1 to 5 minutes someone can die. He would like this prevent. He demands that Narcan be available on our campus just like first aid kits. It is about being prepared for an emergency.

Harleen Kaur is a sophomore at Kimball High. The Khair team has thought carefully about this proposal. They have met with the local San Joaquin County Prevention Program and have their full support. They will provide the Narcan kits and training. They spoke with the school nurse office and they rely on the 911 call. She urges the board to listen to them. They deserve to be heard and feel safe on their campus.

Harkaran Singh is a Health and Wellness Fellow who leads the Khair program in Tracy. His goal is to help educate on the issue of drugs. Students have shown him how kids are selling drugs on campus and social media. Young people are accidentally dying. 6 young people died in 2020 in San Joaquin County. He wants the board to listen to the youth and to provide those resources.

Tracie Avila she is a parent in TUSD and this is her first board meeting. She thinks TUSD is a great place. She is here to address the mask mandates. She said that there are children who are suffering in their mask. They have anxiety issues, health issues and a lot of children are suffering. She believes that the mask mandates that the board is enforcing needs to be re-addressed. Her son is suffering from the mask. She has 4 kids. Her daughter has anxiety too. She wants the board to change the mandate. Her son is getting headaches. He has an exemption, but the teacher ostracizes him. She feels the parent should make the medical decisions and if the mandated vaccine happens, several will leave.

Ramen Spears is a former marine, single father and a Christian. He moved here for free opportunity for the education and exposure to more people. He thanked everyone involved for keeping the children educated. The mask is being removed across our nation. These mandates have affected our kids. Teachers are fearful of the unmasked and unvaccinated much like people feared other races and creeds. With negative impact on children, maybe teaching is no longer for them and their priorities are themselves and not children. He asks that the board repeal the mandates and side with the children who choose not to masks. He then removed his mask in protest and left the building.

Public Hearing:

12.1 Administrative & Business Services: None.

Consent Items:

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

Action: Abercrombie, Souza. Amending 13.3.1 and pulling 13.2.2. On all other consents except Items 13.2.5, 13.2.6, 13.2.10, 13.2.11, 13.3.2.

Vote: Yes-6; No-0; Absent-1(Kaur).

Item 13.2.5. Abercrombie, Souza.

Vote: Yes-6; No-0; Absent-1(Kaur)

An audience member refused to put their mask back on and the meeting was adjourned to Superintendent's Conference Room 9:26 p.m.

Item 13.2.6. Blanco, Erskine.

Vote: Yes-6; No-0; Absent-1(Kaur)

Item 13.2.10. Abercrombie, Souza

Vote: Yes-6; No-0; Absent-1(Kaur)

Item 13.2.11. Souza, Abercrombie.

Vote: Yes-6; No-0; Absent-1(Kaur)

Item 13.3.2. Blanco, Souza.

Vote: Yes-6; No-0; Absent-1(Kaur)

13.1 Administrative & Business Services:

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

13.1.2 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

13.1.3 Accept and Review the Status of School Connected Organization/Booster Club Applications Submitted for the 2021/22 School Year

13.1.4 Approve Accounts Payable Warrants (January 2022)
(Separate Cover Item)

13.1.5 Approve Payroll Reports (January 2022)

13.1.6 Approve Revolving Cash Fund Reports (January 2022)

13.2 Educational Services:

- 13.2.1 Approve Contract Services Agreement with Paxton/Patterson College & Career Ready Exploration Labs, Curriculum and Activities Learning System
- 13.2.2 Approve Agreement for Contract Services between Thrive Therapeutic Services and Prevention Services Department for the 2021-2022 School Year
- 13.2.3 Approve Overnight Travel for the Tracy High School Activities Director And Teachers to Attend the California Association of Directors of Activities (CADA) Conference in Reno, NV. On March 2- March 5, 2022
- 13.2.4 Approve Contract Services Agreement with Edgenuity Virtual Curriculum to Provide On-line Curriculum Licenses to the Tracy Independent Study Charter School for Kindergarten – 5th grade through June 30, 2023
- 13.2.5 Approve Air Tutors to Provide Tutoring Services for Students at John C. Kimball High School for Remainder of the 2021-22 School Year
- 13.2.6 Approve Agreement for Special Contract Services with Sow A Seed Community Foundation to Provide Intervention Services to Students at Kimball High School for the 2021-2022 School Year
- 13.2.7 Approve Overnight Travel for Kimball High School (KHS) HOSA: Future Health Professionals Student Members and Advisors to Participate in the California State Leadership Conference in Long Beach, California, March 23-26, 2022
- 13.2.8 Approve Air Tutors to Provide Tutoring Services for Students at Tracy Independent Study Charter School
- 13.2.9 Approve Overnight Travel for the West High Wrestling Team and Coaches to Attend the State Championships in Bakersfield, Feb. 23-26, 2022
- 13.2.10 Approve Out of State Travel for Kimball High School Activities Director and Bookkeeper to Attend the California Association of Directors of Activities (CADA) Conference in Reno, NV on March 2-5, 2022
- 13.2.11 Approve Master Contract (MC) for Nonpublic School, River Bend, for the 2021-2022 School Year (Separate Cover Item)
- 13.3 **Human Resources:**
- 13.3.1 Accept the Resignations/Retirements/Leaves of Absence for Certificated, Classified and/or Management Employees
- 13.3.2 Approve Classified, Certificated and/or Management Employment

Action Items:

- 14.1 **Administrative & Business Services:**
- 14.1.1 Ratify Three Year Agreement with ArbiterSports, LLC.
Action: Abercrombie, Souza. **Vote:** Yes-6; No-0; Absent-1(Kaur)
- 14.1.2 Cast Ballot for CSBA 2022 Delegate Assembly Election
Action: Vote for Eric Duncan. Abercrombie, Souza.
Vote: Yes-6; No-0; Absent-1(Kaur)
- 14.2 **Educational Services:**
- 14.2.1 Adopt Revised Board Policy and Acknowledge Administrative Regulation 6173 Education for Homeless Children (Second Reading)
Action: Approved as final. Abercrombie, Souza.
Vote: Yes-6; No-0; Absent-1(Kaur)

- 14.2.2 Adopt Revised Board Policy and Acknowledge Administrative Regulation 6173.1 Education for Foster Youth (Second Reading)
Action: Approved as final. Souza, Blanco. **Vote:** Yes-6; No-0; Absent-1(Kaur)
- 14.2.3 Approve Latino Literacy Project for 6-8 and 9-12 TUSD Schools
Action: Abercrombie, Souza. **Vote:** Yes-6; No-0; Absent-1(Kaur)
- 14.3 **Human Resources:**
- 14.3.1 Approve Teacher Intern (IMPACT) Agreement with Teachers College of San Joaquin
Action: Abercrombie, Blanco. **Vote:** Yes-6; No-0; Absent-1(Kaur)
- 14.3.2 Approve Resolution 21-11, Authorizing Reduction and Elimination of Particular Kinds of Service for the 2022-2023 School Year
Action: Abercrombie, Erskine. **Vote:** Yes-5; No-1(Hoffert); Absent-1(Kaur)
- 14.3.3 Approve Resolution 21-12, Adopting the Competency Criteria in the Case of Certificated Reduction in Force for the 2022-2023 School Year
Action: Abercrombie, Blanco. **Vote:** Yes-5; No-1(Hoffert); Absent-1(Kaur)
- 14.3.4 Approve Resolution 21-13, Adopting the Tie-Breaking Criteria in the Case of Certificated Reduction in Force for the 2022-2023 School Year
Action: Abercrombie, Souza. **Vote:** Yes-5; No-1(Hoffert); Absent-1(Kaur)

Board Reports:

Trustee Souza passed. Trustee Blanco passed. Trustee Abercrombie passed. Trustee Erskine stated that the Book Flood at Jacobson School emphasized how we are aligning student learning and enhancing math, science and comprehension skills. She thanked student leadership and the presentations. She thanked all staff at all levels. Trustee Hoffert passed. Trustee Alexander would like to talk about naming a facility at the next meeting.

Superintendent Report:

None.

Adjourn: 9:51.

Clerk

Date



BUSINESS SERVICES MEMORANDUM

TO: Dr. Brian Stephens, Superintendent
FROM: Dr. Rob Pecot, Assoc Supt of Business Services
DATE: March 2, 2022
SUBJECT: Receive Report on TUSD Enrollment

BACKGROUND: Tracy Unified School District continues to decline in enrollment. This decline in enrollment varies from year to year. This report focuses on the last ten years of enrollment in TUSD.

FUNDING: None

RECOMMENDATION: Receive Report on TUSD Enrollment.

Prepared by: Rob Pecot, Associate Superintendent of Business Services.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 4, 2022
SUBJECT: **Receive Information on the California Expanded Learning Opportunity Program (ELO/ELO-P)**

BACKGROUND: The Expanded Learning Opportunities Program (ELO/ELO-P), Assembly Bill 130 (Amended by AB 167), is intended to ensure that all Local Educational Agencies (LEAs) offer all unduplicated students currently in classroom-based instructional programs access to comprehensive after school and intersessional expanded learning opportunities - California Ed. Code (EC) Section 46120. An unduplicated pupil is a pupil enrolled in a school district or charter school who is officially classified as an English learner, is eligible for Free or Reduced price meal (FRPM), and/or is a foster or homeless youth. The ELOP states that LEAs must provide Before School and/or After School as well as at least 30 days of Intersession (Summer and/or Winter Break) to its unduplicated pupils. The ELO/ELO-P highly encourages LEAs to partner with community-based organizations to assist in providing these services.

RATIONALE: ELO/ELO-P programmatic (educational) standards are to be aligned with the After School Education and Safety Act (ASES) EC Section 46120(b)(2), and the 21st Century Community Learning Centers (21st CCLC) Program, which require two key elements: (1) Where tutoring and/or homework help is provided in one or more of the following areas: Language Arts, Mathematics, History/Social Science, Science, or computer training, and (2) Where enrichment is provided that may include but not be limited to: Fine arts, Career and Technical Education, recreation, physical fitness and prevention activities.

As the Tracy Unified School District already directly partners with the Boys and Girls Clubs of Tracy utilizing the ASES Program at many of our schools, and also the 21st CCLC through the San Joaquin County Office of Education who also partner with the Boys and Girls Clubs of Tracy for this purpose, TUSD would like to expand these current programs to meet the requirements of the ELO/ELO-P. TUSD families, students, parents, school and District personnel already have strong working relationships with these programs. The Boys and Girls Club is able to partner with TUSD to meet the needs of the ELO/ELO-P requirements. This agenda item supports District Strategic Goal #1: Prepare all students to be well-rounded individuals with the knowledge and skills to pursue their college and/or career goals, and Goal # 3: Apply fiscal, operational and community resources to ensure a safe learning environment that supports staff and student goals.

FUNDING: All expenses will be funded by the District's ELO/ELO-P Funding Allocation, which is projected to be approximately 2.4 million dollars over the next 3 years.

RECOMMENDATION: Receive Information on the California Expanded Learning Opportunity Program (ELO/ELO-P).

Prepared by: Tania Salinas, Director of Continuous Improvement, State and Federal Programs



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: January 21, 2022
SUBJECT: Receive Report on the California Assessment of Student Performance and Progress (CAASPP)

BACKGROUND: The California Assessment of Student Performance and Progress (CAASPP) System was established on January 1, 2014 to replace the Standardized Testing and Reporting (STAR) Program. The CAASPP includes several components, including the State Summative Assessments, which are comprehensive, end-of-year assessments of grade-level learning which measure progress toward college and career readiness. The Summative Assessment is an online assessment administered to grades 3 through 8, and grade 11. Each test, English Language Arts/Literacy (ELA) and Mathematics, is comprised of two parts: (1) a computer adaptive test and (2) a performance task. The first operational administration of the new summative assessment was in spring 2015. This report reflects the scores from the Spring, 2021 administration.

RATIONALE: The report includes information on District and individual school site scores on the Summative State Assessment from previous years and the 2020-2021 school year. CAASPP was not administered in 2019-2020 due to a waiver filed by the State due to school closures caused by the COVID-19 pandemic. With this comparison data we can see where improvements have been made and where additional work is still needed. This supports District Strategic Goal #1: Prepare all students to be well-rounded individuals with the knowledge and skills to pursue their college and/or career goals.

FUNDING: There is no cost associated with this Agenda Item

RECOMMENDATION: Receive Report on the California Assessment of Student Performance and Progress (CAASPP).

Prepared by: Tania Salinas, Director of Continuous Improvement, State and Federal Programs



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 24, 2022
SUBJECT: Receive Report on Instructional Materials Adoptions

BACKGROUND: Education Code Section 60200(b)(1) and the Williams Settlement Legislation require districts to adopt instructional materials (IM) that are aligned to the State's content standards and consistent with the curriculum frameworks and the State's cycle of adoptions.

In the 2021-22 school year, the Instructional Media Center convened IM adoption committees for science instruction in TUSD, new elective courses, and established courses needing replacement materials. This report will update the Board on the progress of 6-8 Science and one AP course.

In compliance with Board Policy 6161.1, teachers have been analyzing, piloting, and evaluating textbooks using criteria set out in the California Department of Education's (CDE) Toolkits for Instructional Materials Evaluation (TIME). The teacher teams selected IM programs and the Curriculum Council is recommending these programs to the Board.

Course(s)	Publisher	Program/Title	Copyright
6-8 Science	Amplify	Amplify Science	2021
AP World History	Bedford, Freeman, and Worth	Ways of the World (since 1200 C.E.) with Sources	2020

RATIONALE: The instructional materials being recommended for adoption demonstrate the highest correlation to the following evaluation criteria used by the committees in the adoption process:

- Alignment to the standards of that content area
- Instructional methods that actively engage all students at all levels of achievement
- Specific, explicit support for students learning English
- Strong support for required shifts in teachers' instruction aligned to the content frameworks

This agenda item meets Strategic Goal #1: Prepare all students to be well rounded individuals with the knowledge and skills to pursue their college and/or career goals.

FUNDING: Funding for the purchase of recommended materials not to exceed \$1,300,000 will be provided by funds from Goal 1, Action 23 of the Local Control Accountability Plan reserved for the purchase of instructional materials.

RECOMMENDATION: Receive Report on Instructional Materials Adoptions.

Prepared by: Debra Schneider, Ph.D.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Supt. of Educational Services
DATE: March 1, 2022
SUBJECT: Receive Information on A-G Completion Improvement Grant

BACKGROUND: The budget appropriates \$547.5 million to provide additional supports to local educational agencies (LEAs) to increase the number of students, particularly unduplicated students, who graduate with A-G eligibility. Funds are available for expenditure or encumbrance through the 2025-26 fiscal year. The funds are provided within the following grants:

A-G Access Grant. \$300 million is allocated on a per pupil basis to each LEA identified as having an overall A-G completion rate of less than 67 percent, based on the LEA's number of unduplicated students in grades 9-12 for the 2020-21 fiscal year. An LEA receiving a concentration grant during the 2020-21 fiscal year shall receive no less than \$75,000.

A-G Success Grant. \$100 million allocated on a per pupil basis to each LEA identified as having an overall A-G completion rate of 67 percent or higher, based on the LEA's number of unduplicated 9-12 grade students. An LEA receiving a concentration grant during the 2020-21 fiscal year shall receive an allocation of no less than \$75,000. LEAs are encouraged to direct the funds for the A-G Success Grant to pupils in danger of not achieving a "C" or better in A-G courses.

RATIONALE: The information on A-G Completion Improvement Grant describes the purpose of the grant and allowable expenditures.

The grant must be used for activities that directly support pupil access to, and successful completion of the A-G course requirements, including:

- Professional Development opportunities to teachers, administrators and counselors to improve the LEA's A-G completion rate
- Developing comprehensive advising plans and pupil supports, including tutoring programs
- Expanding access to coursework to satisfy A-G course requirements to all students, not limited to unduplicated students
- Advanced Placement and International Baccalaureate fees for unduplicated students

This agenda item meets District Strategic Goal #1: Prepare all students to be well-rounded individuals with the knowledge and skills to pursue their college and/or careers; District Strategic Goal #2: Hire, support, develop, train, and sustain District employees who create a singleness of purpose focused on maximizing students' academic, social, and emotional potential; and District Strategic Goal #3: Apply fiscal, operational and community resources to ensure a safe learning environment that supports staff and student goals.

FUNDING: A-G Completion Improvement Grant Funds.

RECOMMENDATION: Receive Information on A-G Completion Improvement Grant.

Prepared by: Julianna Stocking, Associate Superintendent of Educational Services



HUMAN RESOURCES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Tammy Jalique, Associate Superintendent of Human Resources
DATE: March 2, 2022
SUBJECT: Receive Report on HR Hiring Practices & Advertising Job Openings

BACKGROUND: In recognition of teacher and overall staffing shortages, TUSD Human Resources is expanding its efforts to recruit employees. This report will provide information regarding our current efforts to recruit.

RATIONALE: This report is being provided per Board request.

FUNDING: N/A

RECOMMENDATION: Receive Report on HR Hiring Practices & Advertising Job Openings.

Prepared by: Tammy Jalique, Associate Superintendent of Human Resources



BUSINESS SERVICES MEMORANDUM

TO: Dr. Brian Stephens, Superintendent
FROM: Dr. Rob Pecot, Assoc Supt of Business Services
DATE: February 24, 2022
SUBJECT: **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**

BACKGROUND: In order to assist the various school sites and departments in the District with the continued effort to enhance the educational, technological, health, and environmental needs of our students and staff, the following funds, materials, and/or equipment are to be considered for acceptance as donations:

Tracy High School:

1. Tracy Unified School District/Tracy High School: From Velma Pimentel & Sons Dairy for the amount of \$500.00 (ck. #3589). This donation is a contribution to the J. Pimentel Scholarship for the 2021-2022 school year.

West High School:

1. Tracy Unified School District/West High School: From Jillyan Ramos for the amount of \$500.00 (ck. #1149). This donation will benefit West High School's boys basketball teams.

RATIONALE: Acceptance is recommended in order to meet the District's strategic goals and to enhance and benefit the educational experiences of the students of the Tracy Unified School District. This agenda item meets Strategic Goal #2 – Create a quality and effective learning environment for all students.

FUNDING: Sites and departments of the District will incur responsibilities and costs associated with (some) of the donations which include, but are not limited to, supplies, repairs, maintenance of equipment, disposal/recycling. All items accepted by the Board of Trustees of the Tracy Unified School District are directed to the District's warehouse through the Materials Management Department for inclusion on the inventory list, marking for distribution and identification prior to site or department use or placement. All items needing inspection prior

to installation or use are scheduled through the Materials Management and Operations and/or the Facilities Developments and budgeted accordingly. All technology items are reviewed and approved by the Director of Information Services and Educational Technology, prior to Board presentation.

RECOMMENDATION: 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.

Prepared by: Dr. Rob Pecot, Associate Superintendent for Business Services.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 11, 2022
SUBJECT: Approve Agreement for Special Contract Services with Challenge Day for services at Tracy (4/5), West (4/7), and Kimball (4/12) High Schools for the 2021-2022 School Year

BACKGROUND: The Challenge Day Assembly Program is a 1½ hour program for up to 1500 7-12th grade students that increases student awareness and empathy.

RATIONALE: After dealing with the struggles our students have encountered as a result of the pandemic, district and school staff realize the importance for social-emotional leaning exposure. The Challenge Day Assembly Program is a powerful way to awaken participants to their surroundings, and their capacity to effect change. This aligns with Strategic Goal #1: Prepare all students to be well-rounded individuals with the knowledge and skills to pursue their college and/or career goals and Strategic Goal #3: Apply fiscal, operational and community resources to ensure a safe learning environment that supports staff and students' goals.

FUNDING: Two assemblies at each of the three sites, not to exceed a total of \$10,000.00. The cost will be paid by using District ESSER funds.

RECOMMENDATION: Approve Agreement for Special Contract Services with Challenge Day for services at Tracy (4/5), West (4/7), and Kimball (4/12) High Schools for the 2021-2022 School Year.

Prepared by: Jason Noll, Tracy High School Principal.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 24, 2022
SUBJECT: Approve the Discard of Obsolete Instructional Materials

BACKGROUND: After new instructional materials adoptions are approved by the Board, Instructional Media Services withdraws the obsolete materials from the sites and the Instructional Media Center (IMC) collection and holds a public discard. The District has obsolete materials to be replaced in the 2022-23 school year. The IMC makes all discarded materials available free to the public for three days, then arranges for the recycling of all materials not claimed by the public. A search for recyclers to purchase these materials for pulp was unsuccessful; there is no market for this material. Secondary Fiber of Hayward will pick up, remove, and recycle the materials from the TUSD Warehouse at a low cost to the District.

RATIONALE: Board Policy 3270 allows for the removal of instructional materials that have been replaced by more recent versions or editions of the same material and are of no foreseeable value in other instructional areas. Education Code 60530 allows districts to sell obsolete instructional materials for recycling into paper pulp. Because there is no market for this material, it cannot be sold, however the District wants to observe environmentally sound disposal practices by hiring a recycler to collect the materials. This Agenda request supports District Strategic Goal #3: Apply fiscal, operational and community resources to ensure a safe learning environment that supports staff and student goals.

FUNDING: The cost to discard these materials should be less than \$200 per pick-up site for a total not to exceed \$1600. Funding will be provided from District Funds 01-0000-0-0000-2420-4300-800-9222.

RECOMMENDATION: Approve the Discard of Obsolete Instructional Materials.

Prepared by: Debra Schneider, Ph.D., Director of Instructional Media Services and Curriculum.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 18, 2022
SUBJECT: Ratify Master Contract (MC) Victor RTC/North Valley NPS, for the 2021-2022 School Year

BACKGROUND: Board approval is requested to contract for Non-Public School (NPS) placement for one student at Victor RTC/North Valley NPS, in Santa Rosa, CA. The District's Special Education administration would like to facilitate the contract with Victor RTC/North Valley to provide the placement pursuant to the student's IEP. Approval is necessary at this time to remain compliant with the IEP.

RATIONALE: District must offer a continuum of services including, when necessary compensatory education to students with exceptional needs. This agenda request supports District Strategic Goal #1: Prepare student to be well-rounded individual with the knowledge and skills to better communicate and function safely and effectively. Goal #3: Apply fiscal, operational and community resources to ensure safe learning environments that support staff and student goals.

FUNDING: Expenses for this contract are billed at \$54,598.30. Total contract expenses will not exceed \$54,598.30. Special Education contract expenses are funded through 602 funding for Special education, budgeted in account #01-6500-5750-11-5800-800-2542.

RECOMMENDATION: Ratify Master Contract (MC) for Victor RTC/North Valley NPS, for the 2021-2022 School Year.

Prepared by: Mr. Sean Brown, Director of Special Education.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 17, 2022
SUBJECT: **Approve Overnight Travel for the West High B.S.U. Club and Advisors to Attend the Black Students of California United (BSCU) Leadership Conference in Sacramento, California on March 11-13, 2022**

BACKGROUND: The Black Students of California United (BSCU), is in their sixth year as an organization; but they have been working with students and BSU clubs for 22 plus years. The stated mission of the BSCU is, “to provide California’s African American youth with the tools, education and experiences to prepare them to become fully engaged participants in the State’s civic and economic life”. You can check out their website at www.blackstudentscu.org. This conference provides workshops and distinguished speakers to enrich the learning experience of the attendees. We will leave West High at 1:30 p.m. on Friday, March 11th; students will only miss two periods of class and have opportunity to complete any missed work during the weekend conference. We will travel by district van, 6 students, 2 advisors to the DoubleTree by Hilton Sacramento, 2001 Point West Way, Sacramento, Ca. 95815.

RATIONALE: The Black Student Union club members will learn how to be strong community and campus leaders. This will be an enriching/empowering experience for students, expose them to a professional environment and allow them to network with students from across California. This aligns with Strategic Goal #1 Prepare all students to be well-rounded individuals with the knowledge and skills to pursue their college and/or career goals.

FUNDING: The cost for hotel, transportation and meals will be approximately \$3,900. This will be paid by West High BSU ASB account and Title 1 funds.

RECOMMENDATION: Approve Overnight Travel for the West High B.S.U. Club and Advisors to Attend the Black Students of California United (BSCU) Leadership Conference in Sacramento, California on March 11-13, 2022.

PREPARED BY: Ms. Annabelle Lee, West High School Principal.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 23, 2022
SUBJECT: Approve Overnight Travel for the West High Track Team and Coaches
to Attend the Track Invitational in Arcadia, Ca. April 7-10, 2022

BACKGROUND: The Track Invitational is the Nation's Premier High School Track and Field meet. This is held every year for qualified student athletes from around the Nation. The West High track team had 6 girls and 8 boys qualify this year. The athletes invited to participate will be recognized in their sport on a national level and compete against the best of the best.

RATIONALE: The student athletes will be exposed to college coaches and have opportunity to receive athletic and scholastic scholarships. It is the culmination of a season of hard work. T.J. Williams, Frank Lozano, and Gary Muhammed will be the coach/chaperones. The team will leave West High April 7th after school in district vans; compete on April 8th & 9th and leave Arcadia on April 10th, arriving back in Tracy by 7:00 p.m. The team will stay at the Embassy Suites in Arcadia. Students will have opportunity to complete any homework assigned by their teachers during the trip. This aligns with Strategic Goal #1 Prepare all students to be well-rounded individuals with the knowledge and skills to pursue their college and/or career goals.

FUNDING: Lodging and transportation costs will total approximately \$3,250.00, to be paid by the West High ASB Wrestling account. Students will pay for their own meals during their stay in Arcadia.

RECOMMENDATION: Approve Overnight Travel for the West High Track Team and Coaches to Attend the Track Invitational in Arcadia, Ca. April 7-10, 2022.

PREPARED BY: Ms. Annabelle Lee, West High School Principal.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: March 8, 2022
SUBJECT: Approve Revised School Site Plans and Budgets for South/West Park School for the Remainder of the 2021-2022 School Year

BACKGROUND: The 2021-2022 School Site Plans and Budgets were approved at the August 10, 2021, Board Meeting, as is required by Every Student Succeeds Act (ESSA). The current uncertainties surrounding COVID – 19, have forced some of our schools to alter some programs, plans and expenditures that had originally been approved by the TUSD Board of Trustees, as well as School Site Councils for the 2021-2022 school year. The funds not used will be utilized to provide a Summer School Program for SWP students during four weeks in the summer. These changes are needed to better meet the needs of our students for the remainder of the school year and provide a Summer School Program.

RATIONALE: Changes of this nature require both individual School Site Council and Local Education Agency (LEA) Governing Board approval. These changes have been reviewed by District staff, and then approved by the individual School Site Councils during the month of February, 2022. This Agenda Item supports District Strategic Goal #1: Prepare all students to be well-rounded individuals with the knowledge and skills to pursue their college and/or career goals; District Strategic Goal #2: Hire, support, develop, train, and sustain district employees who create a singleness of purpose focused on maximizing students' academic, social, and emotional potential; and District Strategic Goal #3: Apply fiscal, operational and community resources to ensure to a safe learning environment that supports staff and student goals.

FUNDING: There is no additional cost for these revisions.

RECOMMENDATION: Approve Revised School Site Plans and Budgets for South/West Park School for the Remainder of the 2021-2022 School Year.

Prepared by: Ramona Soto, Principal, South/West Park School



HUMAN RESOURCES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Tammy Jalique, Associate Superintendent of Human Resources
DATE: February 23, 2022
SUBJECT: Approve Resignations/Retirements/Leave of Absences for Classified, Certificated, and/or Management Employment

BACKGROUND:

**MANAGEMENT/CLASSIFIED
CONFIDENTIAL RESIGNATION**

<u>NAME/TITLE</u>	<u>SITE</u>	<u>EFFECTIVE DATE</u>	<u>REASON</u>
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BACKGROUND:

CERTIFICATED RESIGNATION

<u>NAME/TITLE</u>	<u>SITE</u>	<u>EFFECTIVE DATE</u>	<u>REASON</u>
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Creasman, Peter Math	WHS	6/30/22	Personal
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Domke, Celeste Math	Freiler	6/30/22	Personal
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Giglia, Sarah 1 st grade	SWP	6/30/22	Personal
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Graziano, Amber 2 nd grade	Freiler	5/27/22	Personal
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Hutton, Andrew Biology	THS	5/27/22	Personal
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Nordstrom, Kelly Spanish	KHS	5/31/22	Personal
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BACKGROUND:**CERTIFICATED RETIREMENTS**

<u>NAME/TITLE</u>	<u>SITE</u>	<u>EFFECTIVE DATE</u>	<u>REASON</u>
Dibler, Richard Chemistry	THS	5/31/22	Retirement
Foisy, Catherine 5 th grade	Hirsch	6/30/22	Retirement
Geibig, Victoria Spanish	WHS	5/27/22	Retirement
Souza, Georgia Agriculture	THS	6/30/22	Retirement
Taylor, Susan 1 st grade	KES	5/27/22	Retirement

BACKGROUND:**MANAGEMENT/CLASSIFIED
CONFIDENTIAL RETIREMENTS**

<u>NAME/TITLE</u>	<u>SITE</u>	<u>EFFECTIVE DATE</u>
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BACKGROUND:**CLASSIFIED RETIREMENTS**

<u>NAME/TITLE</u>	<u>SITE</u>	<u>EFFECTIVE DATE</u>	<u>REASON</u>
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BACKGROUND:**CLASSIFIED RESIGNATION**

<u>NAME/TITLE</u>	<u>SITE</u>	<u>EFFECTIVE DATE</u>	<u>REASON</u>
Blandon Zeas, Alba Food Service Worker I	KHS	2/7/2022	Accepted Food Service Worker Position w/more Hours
Chavez, Elizabeth Food Service Worker I	PES	2/14/2022	Accepted Para Educator position
Conkey, Gigi Food Service Worker I	KHS	2/10/2022	Accepted Food Service Worker Position w/more Hours
Gatdula, Rossana	KHS	2/7/2022	Accepted Food

Food Service Worker Service I			Service Worker Position w/more Hours
Gosal, Gulshan Food Service Worker I	KHS	2/14/2022	Accepted Food Service Worker Position w/more Hours
Guzman, Gilbert Irrigation Spec./Grounds Mech	MOT	3/5/2022	Personal
Jett, Andrea Special Ed Para	CES	2/1/2022	Accepted IEP Para Position
Leiske, Leeya Food Service Worker I	THS	2/8/2022	Accepted Food Service Worker w/ More hours
Martin, Mona School Supervision Assistant	JES	2/17/2022	Accepted School Supervision Assistant Position w/more Hours
Sanchez, Ma Elena Bilingual Para Educator	BES	2/8/2022	Accepted Parent Liaison position
Serrano, Maria Food Service Worker I	MVMS	2/8/2022	Accepted Food Service Worker II Position

RECOMMENDATION: Accept Resignations/Retirements/Leave of Absence for Classified, Certificated, and/or Management Employment.

Prepared by: Tammy Jalique, Associate Superintendent of Human Resources



HUMAN RESOURCES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Tammy Jalique, Associate Superintendent of Human Resources
DATE: February 23, 2022
SUBJECT: Approve Classified, Certificated, and/or Management Employment

BACKGROUND:

MANAGEMENT/CLASSIFIED
CONFIDENTIAL

BACKGROUND:

CERTIFICATED

Boyer, Nathan

Kimball High School
English (Replacement)
“B” Class VI, Step 3, \$22,783.00
Fund: General

Eccles, Brian

West High School
Special Education RSP (Replacement)
“B” Class IV, Step 1 \$21,961.00
Fund: Special Education

BACKGROUND:

MANAGEMENT/CLASSIFIED
CONFIDENTIAL

BACKGROUND:

Arreguin, Lizbeth

Blandon Zeas, Alba

Conkey, Gigi

Corona, Lisa

Chavez, Elizabeth

Gatdula, Rossana

Gosal, Gulshan

Harrison, Dominique

CLASSIFIED

Para Educator I (Replacement)
Bohn Elementary
3 hours/4 days a week
Range 24, Step A - \$16.35 per hour
Fund: IASA-Title I**

Food Service Worker (New)
Kimball High
4 hours a day
Range 22, Step D - \$17.94 per hour
Fund: Child Nutrition – School Program

Food Service Worker (New)
Kimball High
4 hours a day
Range 22, Step D - \$17.94 per hour
Fund: Child Nutrition – School Program

K-8 Library Technician (Replacement)
Monte Vista Middle School
6 hours per day
Range 30, Step E - \$22.62 per hour
Fund: State Lottery; ESSER 2

Para Educator I (Replacement)
Central School
3.5 hours per day
Range 24, Step E - \$19.67 per hour
Fund: Targeted EL

Food Service Worker (New)
Kimball High
4 hours a day
Range 22, Step E - \$18.78 per hour
Fund: Child Nutrition – School Program

Food Service Worker (Replacement)
Kimball High
3 hours a day
Range 22, Step A - \$15.60 per hour
Fund: Child Nutrition – School Program

Utility Person III (New)
MOT
8 hours per day
Range 38, Step A - \$22.62 per hour
Fund: Home to School Transportation; General
Fund; Ongoing and Major Maintenance

Jett, Andrea	IEP Para Educator I (New) Hirsch Elementary School 4 hours per day Range 24, Step D - \$18.78 per hour Fund: Special Education
Leiske, Leeya	Food Service Worker (New) Tracy High 4 hours a day Range 22, Step D - \$18.78 per hour Fund: Child Nutrition – School Program
Martin, Mona	School Supervision Assistant (Replacement) Jacobson Elementary 2 hours per day Range 21, Step E - \$18.32 per hour Fund: General Fund - Unrestricted
Sanchez, Ma Elena	Parent Liaison (New) North School/Villalobos School 8 hours per day Range 28, Step D - \$21.60 per hour Fund: Other Local #5
Serrano, Maria	Food Service Worker II (New) Monte Vista Middle School 7 hours a day Range 24, Step E - \$19.67 per hour Fund: Child Nutrition – School Program

BACKGROUND:

COACHES

RECOMMENDATION: Approve Classified, Certificated and/or Management Employment

Prepared by: Tammy Jalique, Associate Superintendent of Human Resources



BUSINESS SERVICES MEMORANDUM

TO: Dr. Brian Stephens, Superintendent
FROM: Dr. Rob Pecot, Associate Superintendent for Business Services
DATE: February 24, 2022
SUBJECT: **Approve School Site Safety Plans for the 2022-23 School Year**

BACKGROUND: Education Code 32280 through 32288 requires each school site, in cooperation with local law enforcement agencies, community leaders, parents, pupils, teachers, administrators, and other persons who may be interested in the prevention of campus crime and violence, to develop a comprehensive school safety plan that addresses the safety concerns identified through a systematic planning process. To comply with that requirement, but to also ensure consistency among the school safety plans throughout the district, district leaders have developed one single plan with minor modifications to match the needs of each school site. Education Code 32286 requires that “Each school shall adopt its comprehensive school safety plan by March 1, 2000, and shall review and update its plan by March 1, every year thereafter.”

To facilitate compliance with the Education Code, the School Site Council or a designated safety planning committee for each school site in Tracy Unified School District completed or reviewed a compliance checklist for their site’s Comprehensive Safety Plan, and obtained signatures as required by the common district plan. Those signature pages will be submitted to the Clerk of the School board for his or her signature, indicating that each school, after holding a public meeting at the school site, has forwarded its comprehensive school safety plan to the school board for approval.

Education Code 32288 (c) requires that TUSD shall annually notify the California Department of Education prior to October 15 of any schools that have not complied.

FUNDING: There is no funding obligation associated with this policy.

RECOMMENDATION: Approve School Site Safety Plans for the 2022-23 School Year.

Prepared by: Dr. Rob Pecot, Associate Superintendent for Business Services.



BUSINESS SERVICES MEMORANDUM

TO: Dr. Brian Stephens, Superintendent
FROM: Dr. Rob Pecot, Assoc Supt of Business Services
DATE: February 24, 2022
SUBJECT: **Certify 2021-2022 Fiscal Year Second Interim Report**

BACKGROUND: Education Code Section 42130 and 42131 require that the superintendent of each school district shall submit two reports to the governing board of the district during each fiscal year. The first report shall cover the financial and budgetary status of the district for the period ending October 31. The second report shall cover the period ending January 31. Both reports shall be approved by the district governing board no later than 45 days after the close of the period being reported. All reports required by this subdivision shall be in a format or on forms prescribed by the Superintendent of Public Instruction, and shall be based on standards and criteria for fiscal stability adopted by the State Board of Education pursuant to Section 33127. The reports, and supporting data, shall be maintained and made available by the school district for public review.

The governing board of each school district shall certify, in writing, within 45 days after the close of the period being reported, whether or not the school district is able to meet its financial obligations for the remainder of the fiscal year and, based on current forecasts, for the subsequent fiscal year.

In addition to the AB1200 oversight responsibilities generated in 1992, additional oversight responsibilities were added in 2004 with AB2756 requiring the San Joaquin County Office of Education and the Tracy Unified School District board review the assumptions supporting the multiple year projections. These two levels of review are included with the Second Interim Report document.

Labor negotiations have been completed for bargaining groups for the 2021-2022 school year. In addition, it should be noted that the district has been experiencing declining enrollment of approximately 200 students per year.

Based on current assumptions, the Second Interim Report confirms a positive review in which the district will be able to meet current obligations for the current and two subsequent fiscal years.

FUNDING: The second interim report generates no cost. It is merely a reporting of all projected revenues and expenses in the current and next two fiscal years. This report and the actions required to implement the changes will ensure the district is able to meet its financial obligations for the remainder of the fiscal year and, based on current forecasts, for the subsequent three fiscal years.

RECOMMENDATION: Certify 2021-2022 Fiscal Year Second Interim Report.

Prepared by: Dr. Rob Pecot, Associate Superintendent for Business Services.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 10, 2022
SUBJECT: Acknowledge Updates to Reclassification Criteria (First Reading)

BACKGROUND: Federal and state laws require the California Department of Education (CDE) to monitor implementation of categorical programs operated by the local educational agency (LEA). Within the CDE, the Federal Program Monitoring (FPM) office is designated to supervise the FPM reviews, which take place either in person or online. This fall, TUSD was monitored online using the English Learner Program Instrument during the months of August, September, October, and November 2021 in 15 areas.

- EL 01: English Learner Advisory Committee (ELAC)
- EL 02: District English Learner Advisory Committee (DELAC)
- EL 03: EL Identification and Assessment
- EL 04: Implement, Monitor and Revise Title III Plan
- EL 05: EL Program Inclusion in the SPSA
- EL 06: Title III Inventory
- EL 07: Supplement, Not Supplant with Title III
- EL 08: Time and Effort Requirement (Title I and Title III)
- EL 09: Evaluation of Title III-Funded Services and Programs
- EL 10: Reclassification
- EL 11: Teacher EL Authorization
- EL 12: Professional Development Specific to English Learners

EL 13: Language Acquisition Program Options and Parent Choice

EL 14: English Language Development (ELD)

EL 15: Access to Standard Instructional Program

Although there were “no finding” during this review it was recommended to update the Reclassification Criteria for our English Learners to include local assessments and all grade levels.

RATIONALE: As a result of the recommendation made by the Federal Program Monitor auditor, there was a need to update the Reclassification Criteria. This Agenda item supports District Goal #1: Prepare all students to be well-rounded individuals with knowledge and skills to pursue their college and/or career goals.

FUNDING: There is no cost associated with this Agenda item.

RECOMMENDATION: Acknowledge Updates to Reclassification Criteria (First Reading).

Prepared by: Maria Salazar, District English Learner Program Coordinator.

Tracy Unified School District

Reclassification Criteria

Required Criteria (California Education Code (EC) Section 3(L13 (f)))	LEA Criteria
English Language Proficiency Assessment for California (ELPAC)	Overall Performance Level 4
Teacher Evaluation	Elementary (TK-5): Achievement of "3" or above in standards met in English Language Arts Secondary (6-12): "C-" or above in English Language Arts
Parental Opinion and Consultation	Parent completion of Recommendation to reclassify form
California Assessment of Student Performance and Progress (CAASPP)	Overall, ELA/Literacy Performance Level of 2 or 3 or 4
Or	Or
aReading Assessment (Fastbridge Norms)	Grades (2-12) Overall Level 3 or 4 Level 3 (Low risk) 30 -84 th percentile Level 4 (College Pathway) 85 – 99 th percentile
ELA Unit Assessment	Grades (TK-1) Score a 3 or higher on 70% of the standards assessed.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 24, 2022
SUBJECT: Approve Adoption of Instructional Materials

BACKGROUND: Education Code Section 60200(b)(1) and the Williams Settlement Legislation require districts to adopt instructional materials (IM) that are aligned to the State's content standards and consistent with the curriculum frameworks and the State's cycle of adoptions.

In the 2021-22 school year, the Instructional Media Center convened IM adoption committees for science instruction, new elective courses, and established courses needing replacement materials. The Board received a report on the IM below during the February 22, 2022, Board meeting.

These are the IM programs IM adoption teams selected and the Curriculum Council recommended to the Board, in compliance with Board Policy 6161.1.

Course(s)	Publisher	Program/Title	Copyright
K-5 Science	Houghton Mifflin Harcourt	California Science Dimensions	2020
9-12 Biology	McGraw Hill	CA Inspire Science	2020
9-12 Chemistry	Accelerate Learning	STEMscopes Chemistry	2022
9-12 Physics	Discovery	Discovery Physics	2022
9-12 Enhanced Physics	Discovery	Discovery Physics	2022
9-12 Ag Food Systems	Cengage Learning	Agriscience Fundamentals and Applications	2015
9-12 Leadership	Triumphant Heart International	Building the World's Greatest High School Student Leader	2016

RATIONALE: The instructional materials being recommended for adoption demonstrate the highest correlation to the following evaluation criteria used by the committees in the adoption process:

- Alignment to the standards of that content area
- Instructional methods that actively engage all students at all levels of achievement
- Specific, explicit support for students learning English
- Strong support for required shifts in teachers' instruction aligned to the content frameworks

This agenda item meets Strategic Goal #1: Prepare all students to be well rounded individuals with the knowledge and skills to pursue their college and/or career goals.

FUNDING: Funding for the purchase of these recommended materials not to exceed \$2,800,000 will be provided by funds from Goal 1, Action 23 of the Local Control Accountability Plan reserved for the purchase of instructional materials.

RECOMMENDATION: Approve Adoption of Instructional Materials.

Prepared by: Debra Schneider, Ph.D.



EDUCATIONAL SERVICES MEMORANDUM

TO: Dr. Brian R. Stephens, Superintendent
FROM: Julianna Stocking, Associate Superintendent of Educational Services
DATE: February 17, 2022
SUBJECT: **Approve Agreement for Contract Services with A Plus Academic Center for In-person and Virtual Tutoring Services for Students Experiencing Housing Insecurity and in the Foster Care System During the 2021-22 School Year**

BACKGROUND: In support of the on-going effort to improve student achievement for the most at-risk student populations, particularly students experiencing housing insecurity and in the foster care system, A Plus Academic Center will provide in-person and virtual homework help and tutoring services to serve as an academic intervention. Per the McKinney-Vento Homeless Assistance Act of 1987, LEAs are required to ensure that unhoused students have access to a free and appropriate public education. Based on the unique challenges these students face, equitable accessibility is especially critical for these students.

RATIONALE: The impact of COVID-19 has compounded existing challenges found among students experiencing housing insecurity and in the foster care system. Due to the unexpected, voided contract that occurred between ROYA and Plexuss, over 100 registered families have been left waiting to receive homework help and tutoring services. This new partnership will replace the contract with ROYA and Plexuss for virtual tutoring and expand its services to include in-person. A Plus Academic Center is a company located in Tracy, which will allow families to coordinate sessions during the evenings and weekends. Families who previously signed up for tutoring services have been contacted and referred to A Plus Academic Center, where they will schedule sessions based on their availability. Each student can receive 3 hours of homework help and/or tutoring services per week, for the remainder of the school year, as needed. A Plus Academic Center and Prevention Services will monitor weekly student attendance and hours used. This service is in alignment with TUSD's LCAP Goal #1 Action 36: Intervention for Foster/Homeless Support.

FUNDING: Fees shall not exceed \$100,000.00

RECOMMENDATION: Approve Agreement for Contract Services with A Plus Academic Center for In-person and Virtual Tutoring Services for Students Experiencing Housing Insecurity and in the Foster Care System During the 2021-22 School Year.

Prepared by: Dr. Deidre Hill-Valdivia, Coordinator of Prevention Services

1875 W. Lowell Ave., Tracy, California 95376

This agreement, by and between Tracy Unified School District, hereinafter referred to as “District,” and A Plus Academic Center, hereinafter referred to as “Contractor,” is for consultant or special services to be performed by a non-employee of the District. District and Contractor, herein named, do mutually agree to the following terms and conditions:

- Contractor shall do all work, attend all meetings, produce all reports and carry out all activities necessary for completion of the services described in this paragraph (1) AND OR [the attached hereto and incorporated herein by this reference as Exhibit "A".] This Agreement and its exhibits shall be known as the "Agreement Documents." Terms set forth in any Agreement Document shall be deemed to be incorporated in all Agreement Documents as if set forth in full therein. In the event of conflict between terms contained in these Agreement Documents, the more specific term shall control. If any portion of the Agreement Documents shall be in conflict with any other portion, provisions contained in the Agreement shall govern over conflicting provisions contained in the exhibits to the Agreement.

3. In consideration of the services performed by Contractor, District shall pay Contractor according to the following fee schedule:

- a. District shall pay \$ 45.00 per ☒ HOUR ☒ DAY ☐ FLAT RATE, not to exceed a total of \$ 100,000.00. Contractor shall only be paid for work completed to the satisfaction of District through the termination date of this agreement.
- b. District ☐ SHALL ☒ SHALL NOT reimburse Contractor for out-of-pocket expenses incurred during Contractor's performance of the services, including: mileage, meals and lodging in the District, with rates not to exceed those currently in effect for employees of the District. Reimbursement of expenses shall not exceed \$ 0.00 for the term of this agreement.
- c. District shall make payment on a ☒ MONTHLY PROGRESS BASIS ☐ SINGLE PAYMENT UPON COMPLETION OF THE DUTIES and within thirty (30) working days from Contractor's presentation of a detailed invoice or on a claim form provided by District. Original paid receipts are required for lodging, air fare (passenger coupon or ticket stub), automobile rental, and parking. Claims for unusual expenses, such as teaching materials, photocopying, etc., must be accompanied by original paid invoices.

4. The terms of the agreement shall commence on July 1, 2021, and shall terminate on June 30, 2022.
5. This agreement may be terminated at any time during the term by either party upon 30 days' written notice of termination delivered by certified mail, return receipt requested.

6. Amendments, changes or modifications in the terms of this Agreement may only be made at any time by mutual written agreement between the parties hereto and shall be signed by the persons authorized to bind the parties hereto.
7. Contractor shall contact the District's designee, Deidre Hill-Valdivia, at (209) 8303218 with any questions regarding performance of the services outlined above. District's designee shall determine if and when Contractor has completed the services described.
8. Contractor enters into this Agreement as an independent contractor and not as an employee of the District. The Contractor shall have no power or authority by this Agreement to bind the District in any respect except as provided herein. Nothing in this Agreement shall be construed to be inconsistent with this relationship or status. All employees, agents, contractors or subcontractors hired or retained by the Contractor are employees, agents, contractors or subcontractors of the Contractor and not of the District. The District shall not be obligated in any way to pay any wage claims or other claims made against Contractor by any such employees, agents, contractors or subcontractors, or any other person resulting from performance of this Agreement.
 - a. CONTRACTOR shall be required to provide proof (Certificate of Insurance) of comprehensive general liability insurance coverage in the amount of one million dollars (\$1,000,000.00) combined single limit per occurrence; two million dollars (\$2,000,000.00) general aggregate. A separate additional insured endorsement shall be provided to include the DISTRICT and its officers, officials, employees, agents and volunteers as additional insured in the policy. It is agreed that insurance coverage provided by CONTRACTOR herein is endorsed as primary and noncontributory to any similar insurance or self-insurance carried by DISTRICT. The DISTRICT reserves the right to adjust its insurance requirements as needed.
 - b. Contractor ☒ **WILL** ☐ **WILL NOT** have significant contact with students. If applicable, proof of professional liability insurance, to include one million dollars (\$1,000,000.00) per occurrence for Sexual Abuse/Molestation is also required. If applicable, CONTRACTOR will comply with the provisions of Education Code 45125 regarding the submission of fingerprints to the California Department of Justice and the completion of criminal background investigations of the CONTRACTOR and/or its employees.

Contractor agrees to hold harmless and to indemnify District for:

Any injury to person or property sustained by Contractor or by any person, firm or corporation employed directly or indirectly by the Contractor or by any of the individuals participating in or associated with him or her, however caused; and any injury to person or property sustained by any person, firm or corporation, caused by act, neglect, default or omission of Contractor, or any person, firm or corporation directly or indirectly employed by Contractor upon or in connection with this Agreement, or any of the participants arising out of or in the course of their term of this Agreement, and Contractor at his or her own cost, expense and risk, shall defend any and all actions, suits or other legal proceedings that may be instituted against District for any such claim or demand, and pay or satisfy any judgment that may be rendered against District in any such action, suit or legal proceedings or the result thereof. Nothing herein provided shall be construed to require Contractor to hold harmless or indemnify District for liability or damages resulting from the negligence or willful act or omission of District or its officers, agents or employees.

9. This Agreement is for the personal services of the Contractor and Contractor may not assign the performance of the services to any person or persons who are not parties to this Agreement except for employees of Contractor. None of the services covered by this Agreement shall be subcontracted without the prior written consent of the District, which will not be unreasonably withheld. Contractor shall be as fully responsible to the District for the negligent acts and omissions of its contractors and subcontractors, and of persons either directly or indirectly

employed by them, as it is for the negligent acts and omissions of persons directly employed by Contractor.

10. Contractor certifies that his or her current employer, if any, is fully cognizant of this Agreement and that payments hereunder are not in conflict with any federal, state, or local statutes, rules or regulations or with any policies of Contractor's current employer. Contractor covenants that neither it, nor any of its employees, agents, contractors or subcontractors has any interest, nor shall they acquire any interest, direct or indirect, in the subject of the Agreement, nor any other interest which would conflict in any manner or degree with the performance of its services hereunder. Contractor shall make all disclosures required by the District's conflict of interest code in accordance with the category designated by the District, unless the District determines in writing that Contractor's duties are more limited in scope than is warranted by the category designated by the District code and that a narrower disclosure category should apply. Contractor also agrees to make disclosure in compliance with the District conflict of interest code if, at any time after the execution of this Agreement, District determines and notifies Contractor in writing that Contractor's duties under this Agreement warrant greater disclosure by Contractor than was originally contemplated. Contractor shall make disclosures in the time, place and manner set forth in the conflict of interest code and as directed by the District.
11. District shall become the owner of, and entitled to, exclusive possession of all records, documents, graphs, photographic or other reproductions of any kind produced in the scope of services performed and no other uses thereof will be permitted except by permission of the District. Proprietary materials will be exempted from this clause.
12. Contractor shall keep itself fully informed of, shall observe and comply with, and shall cause any and all persons, firms or corporations employed by it or under its control to observe and comply with, applicable federal, state, county and municipal laws, ordinances, regulations, orders and decrees which in any manner affect those engaged or employed on the work described by this Agreement or the materials used or which in any way affect the conduct of the work.
13. Contractor shall not engage in unlawful employment discrimination. Such unlawful employment discrimination includes, but is not limited to, employment discrimination based upon a person's race, religious creed, color, national origin, ancestry, physical handicap, medical condition, marital status, gender, citizenship, or sexual orientation.
14. Contractor shall maintain and make available for inspection by the District and its auditors accurate records of all of its costs, disbursements and receipts with respect to any work under this Contract. Such inspections may be made during regular office hours at any time until six (6) months after the final payments under this Agreement are made to the Contractor.

AGREED:

Contractor Signature Title

IRS Identification Number

Title

Address

Tracy Unified School District

Date

Account Number to be Charged

Department/Site Approval

Budget Approval

Date Approved by the Board



HUMAN RESOURCES MEMORANDUM

TO: Dr. Brian Stephens, Superintendent
FROM: Tammy Jalique, Associate Superintendent of Human Resources
DATE: March 1, 2022
SUBJECT: Approve One-Time (Lump Sum) 2% Salary Increase

BACKGROUND: To honor staff workload and diligence during the COVID-19 Pandemic, the Board of Education proposed allotting all staff with a one-time (lump sum) 2% salary increase for the 2021-2022 school year. On March 8, 2022, the Board of Education will take action on a recommendation to approve the following:

- A 2% one-time (lump sum) increase based on the annual salary for current TEA, CSEA, and all management employees who are employed as of the board approval date of March 8, 2022.

This agenda item support District Strategic Goal 2: Hire, support, develop, train, and sustain district employees who create a singleness of purpose focused on maximizing students' academic, social, and emotional potential.

FUNDING: The one-time (lump sum) salary increase will be paid from the In-Person Instruction Grant.

RECOMMENDATION: Approve One-Time (Lump Sum) 2% Salary Increase.

Prepared by: Tammy Jalique, Associate Superintendent of Human Resources.