

Modesto City Schools
Board of Education Agenda 1467th Regular Meeting
October 18, 2021 6:00 PM
Board of Education - Boardroom
425 Locust St

In response to the Governor's Executive Order N-15-21 (as of 9/20/21)(original Executive Order N-25-20) and Resolution 19/20-17 Delegating Authority to Take Necessary Action to Protect Students and Staff from the Spread of Coronavirus (COVID-19), adopted by the Modesto City Schools (MCS) Board of Education on March 18, 2020. The MCS Board Meetings have been adjusted to follow health and safety precautions. MCS Board Meetings are live-streamed and recorded, and available for viewing at:

<https://www.youtube.com/channel/UC6RHJCeKy8rDxRHYPVJlw/>

New Process for Making Public Comments (as of 8/7/21) We value your comments and have created several options to ensure your voice is heard:

In-Person (effective 8/7/21):

Members of the public can make their comment in-person at the Boardroom located at 425 Locust Street. Public seating is available on a first-come, first-serve basis in the boardroom. The Period for Public Presentation is limited to 30 minutes. Time will be allotted equally to individuals based on the number of request cards submitted. **The maximum for any one speaker is three minutes.**

IMPORTANT: All individuals attending the Board meeting must wear an approved face covering while indoors (pursuant to SCPH mandate as of 9/4/21). If you are displaying any symptoms of COVID-19 we ask that you please stay home and consult your health professional as to not expose others to the virus and instead submit your comment via email or voicemail per the instructions below. The Board assumes no liability for any health risks to members of the public who attend the Board meeting in-person.

By Email at publiccomment@mcs4kids.com or by voicemail at 574-1525 prior to Noon (12:00 p.m.) on the day of the Board meeting. (Please keep your comment to **250 words – comments will not be read aloud at the Board meeting, but will be transcribed, printed and provided to each Board member prior to the start of the Board meeting. Copies will also be made available to the public at the Board meeting and added to the minutes and approved at a subsequent Board meeting.)**

Please provide the following:

1. Name
2. Affiliation (if any)
3. Phone number (in case we need further clarification)
4. Address (optional)
5. Topic or Item on the agenda you wish to address

Note: Public Comments received in Spanish will be translated.

Board meeting will be translated in Spanish: Please dial 1+(805)324-7680 (toll free)
Conference ID: 124 702 246#

A. INITIAL MATTERS

A.1. Call to Order - 5:00 p.m.

A.2. Closed Session

Public comment regarding closed session items will be received before the Board goes into closed session.

**A.2.1. Conference with District Labor Negotiator:
RM regarding employee organizations: Modesto
Teacher's Association and California Employee
Association, Chapter No. 007; and Unrepresented
Employee (Managers and Administrators)**

**A.2.2. Public Employee
Discipline/Dismissal/Release**

A.2.3. Student Expulsion, HS-8-2021-2022

**A.2.4. Conference with Legal Counsel: Pending
Litigation. Number of Cases: Three**

A.3. Moment of Silence - 6:00 p.m.

A.4. Pledge of Allegiance

Marian Celeste Saras, 6th Grade, Everett Elementary

Julio Omar Rebolledo Davila, 6th Grade, Everett Elementary

A.5. Superintendent's Welcome/Announcements

A.6. Board of Education Members Reports

A.7. Recognitions

**A.7.1. Special Recognition: New Managers
"Welcoming Ceremony." Modesto City Schools
(MCS) Congratulates 41 New Managers with the
Annual "Welcoming Ceremony." Some are New to
Their Role and Others are New to the District. All
Were Selected for Their Position for Their
Outstanding Leadership Qualities.**

**Dr. Sara
Noguchi**

A.8. Approval of Consent Agenda

Information concerning the consent items listed below has been forwarded to each Board member prior to this meeting for study and is on file at the Modesto-Stanislaus Library Reference Room, 1500 I Street; Modesto City Schools Superintendent's Office and Receptionist's Desk, 426 Locust Street, Modesto.

The complete agenda is available at www.mcs4kids.com as well as at the Board meeting, 425 Locust Street. Unless some member of the audience or Board member has a question concerning an item and asks that it be withdrawn from the consent list, the items are approved at one time by the Board. The action taken by the Board in approving consent items is set forth in the explanation of the individual items.

A.9. Approval of Order of Discussion/Action Items

A.10. Period for Public Presentations

Board Bylaw 9322 (b):

Members of the public may address the Board of Education on matters not on the agenda.

Complaints against specific District employees should be resolved through the District's Personnel Complaint Procedure. The right to address the Board does not exempt the speaker from any potential liability for defamation. The proceedings of the Board are recorded and are a part of the public record.

The Period for Public Presentation is limited to 30 minutes. Time will be allotted equally to individuals based on the number of request cards submitted. The maximum for any one speaker is three minutes.

The law limits the response of Board members and prohibits the Board from taking any formal action.

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B. DISCUSSION AND ACTION ITEMS

B.1. Student Representative to the Board Report

B.2. California School Employees Association Report

B.3. (5 mins) Approval of First Reading of Proposed Revision of Board Policy (BP) and Review of Administrative Regulation (AR): BP/AR 3350, Travel Expenses

Tim Zearley

B.4. (10 mins) Report from Dr. Okonofua

**Mark Herbst/
Dr. Okonofua**

B.5. (30 mins) Report on Student Outcomes

**Brad Goudeau/
Dr. Heather
Contreras**

B.6. (10 mins) Approval of ESSER III Expenditure Plan

Steven Hurst

B.7. (10 mins) Report on Enrollment Counts for 2021-22 as of 09/03/2021

Tim Zearley

B.8. (10 mins) Ratification of Letter of Agreement between Modesto City Schools District and Modesto City Schools' Managers for the 2020-21 and 2021-22 School Years

Mike Henderson

B.9. (10 mins) Approval of Amendment to Cabinet Salary Schedule Effective July 1, 2021, Health and Welfare Benefits effective January 1, 2022 and Other Terms and Conditions of Employment

Mike Henderson

C. BUSINESS ITEMS (PROPOSED CONSENT AGENDA)

C.1. Approval of Amendment No. 3 to the Facilities Lease for the Bret Harte 50s Wing Fire Reconstruction and Wilson Cafeteria Construction Project

C.2. Approval of Authorization to Utilize a Master Price Agreement through National Purchasing Partners (NPP) Request for Proposal No. 2060 Park, Playground, and Recreation Equipment

C.3. Approval of Design and Construction Energy Services Agreement with Schneider Electric Buildings Americas, Inc. (ESCO)

C.4. Approval of Resolution No. 21/22-01 Authorizing the Execution and Delivery of School Impact Mitigation Agreements for Crossroads West Specific Plan Area

and Taking Related Actions

C.5. Approval of Resolution No. 21/22-07 Adopting a Recalculated 2020/21 Appropriations Limit and Calculating the 2021/22 Appropriations Limit for the Modesto City Elementary and High School Districts (Gann Limit)

C.6. Approval of Resolution No. 21/22-08, Resolution Supporting Award of Lease-Leaseback Agreements for the Tuolumne STEAM Building Project and Authorization to Negotiate a Guaranteed Maximum Price

C.7. Approval of Services Agreement and Products with MCA-Stalker Traffic Devices

C.8. Approval of Services Agreement with Raptor Technologies Emergency Management System

C.9. Approval of Services Agreement with Tyson & Mendes, LLP to Provide Legal Services from July 1, 2021 through June 30, 2026

C.10. Approval to Accept Completion of Contract with D & T Painting, Bid No. 21-4745, for Painting Package I Davis High and Beard Elementary Schools, in the Amount of \$357,240.45.

C.11. Approval to Accept Completion of Contract with Pacific Contractors Group, Bid No. 21-4747, for Painting Package III Fremont and Muir Elementary Schools, in the Amount of \$275,811.33.

C.12. Approval to Accept Completion of Contract with Pro Ex Construction, Inc., Bid No. 21-4746, for Painting Package II El Vista and Sonoma Elementary Schools, in the Amount of \$332,019.60.

C.13. Approval of July and August Revisions to the Adopted 2021/22 Budget

C.14. Ratification of Purchase Orders and VISA Payments for the Month of September 2021

C.15. Ratification of Warrants Drawn for the Month of August 2021

C.16. Ratification of Warrants Drawn for the Month of September 2021

D. CURRICULUM AND INSTRUCTION ITEMS (PROPOSED CONSENT AGENDA)

D.1. Approval of Athletic Schedules, Winter, 2021-2022

D.2. Approval of Modesto City Schools SELPA Services Agreements for 2021-2022: The Stepping Stones Group, LLC

D.3. Approval of Modesto City Schools Services Agreement for 2021-2022 with Kango Transportation

D.4. Approval of New High School Course Outline: College and Career Seminar

D.5. Approval of Proclamation Recognizing Keeping the Lights on After School

**D.6. Approval of Revised High School Course Outlines:
Journalism**

**D.7. Approval of Revised High School Course Outlines:
Science**

**D.8. Approval of Services Agreement with Gallo Center
for the Arts, 2021-22**

**D.9. Approval of Services Agreement with Lighthouse
Psychological Services to Provide Transition Services
for Junior High Students, 2021-2022**

**D.10. Approval of the 2021-2022 School Plans for
Student Achievement**

**D.11. Ratification of Instructional Agreement with
Modesto Junior College for Paraprofessional Educator
Bootcamp**

**D.12. Ratification of Instructional Agreement with
Yosemite Community College District to Provide
Enrichment and Tutoring Services**

**E. HUMAN RESOURCES ITEMS (PROPOSED CONSENT
AGENDA)**

E.1. Approval of Designated Personnel Action Items:

**E.1.1. Approval of Certificated Personnel
Terminations - 8 Items**

**E.1.2. Approval of Certificated Personnel Leaves of
Absence - 24 Items**

**E.1.3. Approval of Certificated Personnel
Employment - 42 Items**

**E.1.4. Approval of Certificated Personnel Other
Appointments - 196 Items**

**E.1.5. Approval of Certificated Personnel Stipend
Appointments - 191 Items**

**E.1.6. Approval of Certificated Personnel
Substitute Appointments - 69 Items**

**E.1.7. Approval of Classified Personnel
Terminations - 39 Items**

**E.1.8. Approval of Classified Personnel Leaves of
Absence - 57 Items**

**E.1.9. Approval of Classified Personnel
Employment - 82 Items**

**E.1.10. Approval of Classified Personnel Other
Appointments - 8 Items**

**E.1.11. Approval of Classified Personnel Substitute
Appointments - 60 Items**

**E.2. Approval of Certification of Modesto City Schools'
Administrators in Instructional Methodology and
Evaluation of Instruction**

**E.3. Approval of Resolution No. 21/22-09 Authorizing
Assignment of Teachers Outside of Credentialed
Academic Major or Minor Under the Licensing of
Certificated Personnel Law for the 2021-22 School Year**

- E.4. Approval of Revised Job Description: Worker's Compensation Specialist**
- E.5. Approval of Revised Job Description: Executive Secretary to the Board of Education**
- E.6. Approval of Teacher Education Field Experience Agreement with Yosemite Community College/Modesto Junior College**
- E.7. Public Notice to Approve Waiver Request of California Education Code 44253.11 to Submit Waiver Request to the California Commission on Teacher Credentialing**
- E.8. Ratification of Contract with 3Strands Global for PROTECT Human Trafficking Training**

F. MISCELLANEOUS ITEMS: (PROPOSED CONSENT AGENDA)

- F.1. Approval of Student Expulsion, HS-8-2021-2022**
- F.2. Approval of Proclamation Declaring the Month of October as National Filipino American History Month**
- F.3. Approval of Minutes for the September 13, 2021 Regular Meeting and October 4, 2021 Special Meeting of the Board of Education**

G. REPORTS AND COMMUNICATIONS:

- G.1. Report on Construction Projects Progress Payments**
- G.2. Items to be Placed on Future Board of Education Agendas**

H. ADJOURNMENT