



BEFORE THE BOARD OF TRUSTEES OF THE
BENICIA UNIFIED SCHOOL DISTRICT
SOLANO COUNTY, CALIFORNIA

RESOLUTION NO. 21-22-26

In the Matter of the Decision)
To Release Certificated)
Probationary Employee(s))

**RESOLUTION OF RELEASE
OF CERTIFICATED
PROBATIONARY EMPLOYEE**

WHEREAS, Education Code section 44929.21 authorizes the Board of Trustees to give notice of release and non-reelection to certificated probationary employees, as long as such written notice is provided to such employee by March 15th of their second probationary year;

WHEREAS, the following individuals are all certificated probationary employees of the District:

1) Employee ID#109247

WHEREAS, the Superintendent has recommended that the District non-reelect the above-referenced employees for the ensuing 2022-2023 school year;

WHEREAS, the Board of Trustees concurs in the recommendation and desires to implement it by this resolution;

WHEREAS, this Resolution is intended to release the above-referenced employees from all employment with the District in any capacity he / she may have, it is to be construed broadly to release employee from all employment effective June 3, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Benicia Unified School District hereby authorizes the Superintendent or her designee to notify the above-referenced employees of the District's decision in accordance with the requirements of Education Code section 44929.21. The Superintendent is further authorized to take any other actions necessary to consummate the intent of this resolution.

This resolution was adopted at a meeting of the Board of Trustees of the Benicia Unified School District held on the 7th day of April 2022.

AYES: _____ NOES: _____ ABSTAIN: _____ ABSENT: _____

President, Board of Trustees
Benicia Unified School District
Solano County, California

ATTEST:

Clerk, Board of Trustees
Benicia Unified School District
Solano County, California



April 8, 2022

EMPLOYEE NAME
ADDRESS

Re: Notice of Non-Reelection

Dear _____:

In accordance with Education Code section 44929.21 and other applicable provisions of law, you will be released from your position as _____ at the conclusion of the 2021-2022 school year.

This decision was made by the District's Board of Trustees meeting on April 7, 2022.

A copy of Education Code section 44929.21 is enclosed for your information. This letter and its attachments will be placed in your personnel file. Please contact me if you have any questions.

Sincerely,

Dr. Charles Young
Superintendent

cc: Personnel File
Enclosure

I, _____, received a copy of the "Notice of Non-Reelection" on _____, 2022.
[EMPLOYEE NAME]

Signature

Education Code section 44929.21

(a) Every employee of a school district of any type or class having an average daily attendance of 250 or more who, after having been employed by the district for three complete consecutive school years in a position or positions requiring certification qualifications, is reelected for the next succeeding school year to a position requiring certification qualifications shall, at the commencement of the succeeding school year be classified as and become a permanent employee of the district. This subdivision shall apply only to probationary employees whose probationary period commenced prior to the 1983-84 fiscal year.

(b) Every employee of a school district of any type or class having an average daily attendance of 250 or more who, after having been employed by the district for two complete consecutive school years in a position or positions requiring certification qualifications, is reelected for the next succeeding school year to a position requiring certification qualifications shall, at the commencement of the succeeding school year be classified as and become a permanent employee of the district.

The governing board shall notify the employee, on or before March 15 of the employee's second complete consecutive school year of employment by the district in a position or positions requiring certification qualifications, of the decision to reelect or not reelect the employee for the next succeeding school year to the position. In the event that the governing board does not give notice pursuant to this section on or before March 15, the employee shall be deemed reelected for the next succeeding school year. This subdivision shall apply only to probationary employees whose probationary period commenced during the 1983-84 fiscal year or any fiscal year thereafter.

PROOF OF SERVICE

I am employed in the County of Solano County, State of California. I am over the age of eighteen years and not a party to the within entitled cause; my business address is: [ADDRESS]. My business phone number is [TELEPHONE NUMBER].

On _____, 2022, I served the attached:

NOTICE OF RELEASE WITH ATTACHMENTS

By placing a true copy thereof enclosed in a sealed envelope and I caused delivery to be made by the mode of service indicated below:

 X **BY PERSONAL SERVICE** by causing to be personally delivered a true copy thereof to the addressee above.

NAME OF EMPLOYEE SERVED

(Put address where service is accomplished below)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
Executed on _____, 2022, at Benicia, California.

(name of person serving)

(Witness)