MINUTES
MERCED COUNTY BOARD OF EDUCATION
August 16, 2021

REGULAR BOARD MEETING

Pursuant to the Governor’s Executive Order #N-25-20, the Merced County Office of Education (MCOE) will be conducting the Merced County Board of Education meeting at the regular time, in a different modality. There will be no in-person public access to the meeting location. MCOE will be using a webinar format (using Zoom) in order for participation remotely. To join the meeting via Zoom visit this link: https://mcoe-org.zoom.us/j/97712307579?pwd=aHIXcGZNOEZhYm41SXpBbIRvRNVLZz09 or by phone at: 1-669-900-6833 Meeting ID: 977 1230 7579 Passcode: 880106

I. Opening

A. Board Chairperson, Chris Chavez, called the regular meeting of the Merced County Board of Education to order at 3:02 PM.

B. Members present were Geneva Brett, Frank Fagundes, Fred Honoré, and Dennis Hanks. Chris Chavez was absent.


II. Flag Salute – Pledge Allegiance to the Flag

The Board will proceed into Closed Session.

III. Closed Session Pursuant to Education Code 35146 to Hear Appeal of Denial of Interdistrict Attendance Request

3:00 PM – Appeal # 2021-01

The Board of Education met in closed session for the Interdistrict Appeal Hearing of student #2021-01

IV. Closed Session to Deliberate Interdistrict Attendance Appeal

The Board deliberated the Interdistrict Attendance appeal in closed session.

The Board will proceed into Open Session.

V. Open Session for the Disposition of Interdistrict Attendance Appeal

On the request for an appeal of denial of the Interdistrict Attendance Request submitted on behalf of Student #2021-01 it was moved by Geneva Brett and seconded by Frank Fagundes to overturn, for the 2021-2022 school year, Atwater Elementary School District decision to deny the parents’ appeal for an Interdistrict Attendance Agreement for attendance at McSwain Elementary School. The motion carried with a vote of 5-0.

Vote (by roll call) Brett Yes
Chavez Yes
Fagundes Yes
Hanks Yes
Honoré Yes

Minutes 8/16/2021
VI. Consent Agenda  
Items listed under Consent Agenda are considered to be routine administrative functions and will be acted on by the Board in one motion and one vote. Any items under the Consent Agenda may be discussed; however, if the item needs further clarification and discussion, it may be removed from the Consent Agenda at the request of the Board or the Superintendent, and considered separately. Information concerning Consent Agenda items will be provided to each Board member for study prior to the meeting. It is understood that the Superintendent recommends approval of all consent items, unless otherwise noted. (Board Bylaw 9322)

A. Minutes of Special Meeting on June 14, 2021
B. Minutes of Regular Meeting on June 21, 2021
C. Regional Occupational Program (ROP) Adult Program/Approved Programs (post-secondary)
D. Authorize Payment to the California School Boards Association for Membership Dues, July 1, 2021 to June 30, 2022 in the total amount of $11,117.00
   - California School Boards Association (CSBA) = $6,979.00
   - California County Boards of Education (CCBE) = $2,393.00
E. Retirement Resolution(s):
   1. Resolution No. 2021-22 Honoring Linda Kaercher
   2. Resolution No. 2021-23 Honoring Pat Hay-Correia

Geneva Brett moved and Dennis Hanks seconded the motion to approve the Consent Agenda as submitted. The motion carried with a vote of 5-0.

VII. Written Communications

A. Correspondence Received By Chairperson: None.
B. Correspondence Received By Board Members: None.
C. Correspondence Received By Superintendent: Steve has received three correspondences on the topic of masking and vaccinations.

VIII. Call for Public Comments on Agenda & Non-Agenda Items
The public was invited to address agenda items, submit items within the subject matter jurisdiction of the Board for future consideration, or speak to issues related to the function and operation of the County Board of Education.

Public Comments: MCOE has taken steps to utilize technology to encourage full public participation during upcoming meetings in order to comply with public health guidance during the COVID-19 pandemic. Accessibility to members of the public will be via Zoom during the scheduled meetings and/or request to address the Board by completing the PDF form and submitting it to Yolanda Campos, Senior Executive Assistant to the County Superintendent at ycampaas@mcoe.org. Please call Yolanda Campos at (209) 381-6603 with any questions.

Sandra Zaragoza asked the Board to make a policy allowing kids to not wear mask – parents right to decide.

IX. Future Agenda Items

X. Superintendent’s and Board Members’ Report (Information/Discussion Only)

A. Learning Communities for School Success Program (LCSSP) – Grant Activities Report
   Cindy Gentry provided a presentation on the report.

B. Public Hearing: MCOE Policy 6158 Independent Study Revisions – May T. Moua
   provided the report on the revisions. No public comments were made.
C. **Public Hearing:** COVID-19 Safety Plan & Safe Return to In-Person Instruction and Continuity of Services Plan Revisions — Paula Heupel provided a report on the plan. No public comments were made.

California School Employees Association (CSEA) #856, Unit A and B in compliance with Government Code 3547.5 — Janet Riley presented the proposal agreement between MCOE & CSEA #856, Unit A and B Bargaining Unit. No public comments were made.

E. **Board Member’s Report (if any):** None.

F. **Superintendent’s Report:** Steve Tietjen reported on the following:
   1. Report on MCOE Kickoff
   2. Excellence in Education — October 7, 2021 @ Merced Theatre
   3. Merced County Student Events 2021-2022
   4. Annual MCSBA Fall Conference — October 8-10, 2021, Monterey
   5. School Attendance 98-99% Return Rate

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**XI. Business Items for Action**

A. **Uniform Complaint Report Summary**

   It is recommended that the Board of Education review and approve the Uniform Complaint Report Summary for Quarterly Period April 2021 through June 2021

   **Geneva Brett** moved and **Dennis Hanks** seconded a motion to approve the Uniform Complaint Report Summary for Quarterly Period April 2021 through June 2021. The motion carried with a vote of 5-0.

B. **Instructional Materials Adoption – Edmentum & Apex Education – Court and Community Schools**

   It is recommended that the Board of Education review and approve the Instructional Materials Adoption – Edmentum & Apex Education – Court and Community Schools as presented

   **Dennis Hanks** moved and **Fred Honoré** seconded a motion to approve the Instructional Materials Adoption – Edmentum & Apex Education – Court and Community Schools as presented. The motion carried with a vote of 5-0.

C. **Instructional Materials Adoption – Edmentum – Merced Scholars Charter School**

   It is recommended that the Board of Education review and approve the Instructional Materials Adoption – Edmentum – Merced Scholars Charter School as presented

   **Geneva Brett** moved and **Dennis Hanks** seconded a motion to approve the Instructional Materials Adoption – Edmentum – Merced Scholars Charter School as presented. The motion carried with a vote of 5-0.
D. **Resolution For Exception to the 180-Day Wait Period** [Resolution No. 2021-24]

It is recommended that the Board of Education approve Resolution No. 2021-24 Resolution for Exception to the 180-Day Wait Period. In compliance with Government Code section 7522.56 to approve temporary employment of CalPERS retiree Joseph J. Serratore after his retirement date of August 4, 2021, to perform the duties of Superintendent on an interim retired annuitant position for the Delhi Unified School District, within the limitations provided under AB 340 – Public Employees’ Pension Reform Act (PEPRA)

**Dennis Hanks** moved and **Frank Fagundes** seconded a motion to approve Resolution No. 2021-24 Resolution for Exception to the 180-Day Wait Period. In compliance with Government Code section 7522.56 to approve temporary employment of CalPERS retiree Joseph J. Serratore after his retirement date of August 4, 2021, to perform the duties of Superintendent on an interim retired annuitant position for the Delhi Unified School District, within the limitations provided under AB 340 – Public Employees’ Pension Reform Act (PEPRA). The motion carried with a vote of 5-0.

XII. **Adjournment**

**Dennis Hanks** moved and **Geneva Brett** seconded the motion to adjourn the regular meeting of the Merced County Board of Education at 4:24 PM. The motion carried with a vote of 5-0.

Respectfully submitted,

[Signature]

Steve M. Tietjen, Ed.D.
County Superintendent of Schools
Secretary to the Board of Education

SMT/yc