

**AGENDA**  
**MERCED COUNTY BOARD OF EDUCATION**  
**September 19, 2022**  
**REGULAR BOARD MEETING**

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**Merced County Office of Education - 632 West 13<sup>th</sup> Street, Merced CA 95341 – Board Room**  
The meeting begins immediately following the Virginia Smith Trust meeting but not before 3:00 p.m.

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*[These proceedings are being recorded.]*

Merced County Office of Education (MCOE) will be conducting the Merced County Board of Education meeting at the regular time and in-person. The public is welcome to attend the meeting in-person or remotely. To join the meeting via Zoom visit this link: <https://mcoe-org.zoom.us/j/91385570920?pwd=blgxVVE3dHloY25tSUdKQTc0bmZydz09> or by phone at: 1-669-900-6833 Meeting ID: 913 8557 0920 Passcode: 11932264

**I. Open**

- A. Call to Order at \_\_\_\_\_ PM by Chairperson \_\_\_\_\_
- B. Roll Call: Geneva Brett, Chairperson \_\_\_\_\_  
Frank Fagundes, Vice Chairperson \_\_\_\_\_  
Fred Honoré, Member \_\_\_\_\_  
Dennis Hanks, Member \_\_\_\_\_  
Chris Chavez, Member \_\_\_\_\_
- C. Others Present: \_\_\_\_\_

**II. Flag Salute - Pledge Allegiance to the Flag**

**III. Presentation:**

- A. Presentation of Plaques to MCOE Outstanding Classified, Certificated, and Management Employees for the Quarter ending September 2022
1. Classified Employee: Hector Ramirez, Superintendent's Office
  2. Classified Employee: Soua Xiong, Special Education
  3. Certificated Employee: Andrea Cruthird-Mays, Educational Services
  4. Management Employee: Michele Meza, Business Services

**IV. 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 Regular Meeting on August 15, 2022
- B. **Resolution No. 2022-32** Recognizing October 9-15, 2022 as Week of the School Administrator
- C. **Resolution No. 2022-33** Proclaiming October 2022 as Character Education Month

Motioned by \_\_\_\_\_ Seconded by \_\_\_\_\_ Vote \_\_\_\_\_

**V. Written Communications**

- A. Correspondence Received By Chairperson:
1. Evaluation of Williams Visitation Team
- B. Correspondence Received By Board Members
- C. Correspondence Received By Superintendent

## VI. Call for Public Comments on Agenda & Non-Agenda Items

During this portion of the agenda, the public is invited to address the Board on any item of interest that is within the Board's jurisdiction (*Education Code 35145.5; Government Code 54954.3*). The Board shall conduct no discussion, deliberation, or action on any item not appearing on the posted agenda, except as authorized by law raised (*Education Code 35145.5, Government Code 54954.2*). Members of the public are limited to five minutes on each topic or agenda item and public participation cannot exceed 20 minutes total for each topic or agenda item (*Government Code 54954.3; Board Bylaw 9322 & 9323*).

## VII. Future Agenda Items

## VIII. Superintendent's and Board Member's Report (Information/Discussion Only)

### A. Public Notice – Preliminary Environmental Assessment Report

Joe Schoneman  
*Director-Bus. Svcs.*

The Merced County Office of Education (MCOE) new school project is located at 350 W. Yosemite Avenue, Merced, California 95348. The MCOE has prepared a Preliminary Environmental Assessment (PEA) report for the district's renovation project in accordance with Education Code section 17213.1(a)(4)(B). The PEA Report has been submitted to the California Environmental Protection Agency, Department of Toxic Substances Control (DTSC) for review, and the PEA report is available for public review and comment pursuant to Education Code section 17213.1(a)(6)(A).

1. Open Public Hearing
2. Close Public Hearing

### B. Board Member's Report (*if any*)

Board Members

### C. Superintendent's Report

Steve M. Tietjen

1. Student Recognition – California Adult Education Students Succeed
  - **Diana Cortes**
2. Excellence in Education @ Merced Theatre – October 6<sup>th</sup>
3. Merced County Education Foundation Oktober Fest @ MCOE Downtown PDC – October 8<sup>th</sup>
4. Young Patriot Challenge Awards @ Atwater Community Center – October 13<sup>th</sup>
5. Career Industry Day @ Merced Fairgrounds – October 20<sup>th</sup>
6. Lights On Afterschool @ Downtown Merced – October 20<sup>th</sup>

## IX. Business Items for Action

### A. Public Hearing – Sufficiency of Instructional Materials and Textbooks

May T. Moua  
*Director-Ed. Svcs.*

1. Review Sufficiency of Instructional Materials and Textbooks for Fiscal Year 2022-2023 in Schools Operated by the Merced County Office of Education in compliance with Education Code 60119.
2. Open Public Hearing
3. Close Public Hearing

It is recommended that the Board of Education approve **Resolution No. 2022-34** Declaration of Sufficient Instructional Materials and Textbooks for Fiscal Year 2022-2023 in **Schools Operated by the Merced County Office of Education**

Motioned by \_\_\_\_\_ Seconded by \_\_\_\_\_ Vote \_\_\_\_\_

B. Public Hearing – Sufficiency of Instructional Materials and Textbooks

Mark Pintor  
Principal-Ed. Svcs.

1. Review Sufficiency of Instructional Materials and Textbooks for Fiscal Year 2022-2023 at Merced Scholars Charter School Operated by the Merced County Office of Education in compliance with Education Code 60119.
2. Open Public Hearing
3. Close Public Hearing

It is recommended that the Board of Education approve **Resolution No. 2022-35** Declaration of Sufficient Instructional Materials and Textbooks for Fiscal Year 2022-2023 at **Merced Scholars Charter School** Operated by the Merced County Office of Education

Motioned by \_\_\_\_\_ Seconded by \_\_\_\_\_ Vote \_\_\_\_\_

C. Public Hearing – Sufficiency of Instructional Materials and Textbooks

Mark Pintor  
Principal-Ed. Svcs.

1. Review Sufficiency of Instructional Materials and Textbooks for Fiscal Year 2022-2023 at Come Back Charter School Operated by the Merced County Office of Education in compliance with Education Code 60119
2. Open Public Hearing
3. Close Public Hearing

It is recommended that the Board of Education approve **Resolution No. 2022-36** Declaration of Sufficient Instructional Materials and Textbooks for Fiscal Year 2022-2023 at **Come Back Charter School** Operated by the Merced County Office of Education

Motioned by \_\_\_\_\_ Seconded by \_\_\_\_\_ Vote \_\_\_\_\_

D. “Gann” Limit

Craig Nelson  
Director-Bus. Svcs.

It is recommended that the Board of Education approve **Resolution No. 2022-37** Adopting the “Gann” Limit

Motioned by \_\_\_\_\_ Seconded by \_\_\_\_\_ Vote \_\_\_\_\_

X. **Adjournment:** \_\_\_\_\_ **PM**

Motioned by \_\_\_\_\_ Seconded by \_\_\_\_\_ Vote \_\_\_\_\_

**Americans With Disabilities Act Assistance:** Auxiliary aids and services include a wide range of services and devices that promote effective communication for individuals with disabilities. If you require such assistance, please notify the Office of the Superintendent at (209) 381-6601 as soon as possible. Every effort will be made to give primary consideration to expressed preferences or provide equally effective means of communications to ensure equal access to the meetings of the Merced County Board of Education.  
(Government Code 54954.2) (Board Bylaw 9320 & 9322)

**Availability of Documents for Public Inspection:** Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Merced County Office of Education to all or a majority of the members of the Merced County Board of Education less than 72 hours prior to that meeting are available for public inspection in the Superintendent's Office at the Merced County Office of Education, 632 West 13<sup>th</sup> Street, Merced, CA 95341, during normal business hours. The agenda is made available on our website: [www.mcoe.org](http://www.mcoe.org) (Government Code 54957.5) (Board Bylaw 9320 & 9322)

## Merced County Board of Education

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# Presentation



Steve M. Tietjen, Ed.D. | County Superintendent of Schools

September 13, 2022

To: All MCOE Employees  
From: Outstanding Employee Selection Committee  
Subject: **OUTSTANDING EMPLOYEES**

The following Merced County Office of Education employees have been selected as MCOE's "Outstanding Employees" for quarter ending **SEPTEMBER 2022**.

CLASSIFIED



*Soua Xiong*  
Special Education

CLASSIFIED



*Hector Ramirez*  
Superintendent's Office

CERTIFICATED



*Andrea Cruthird-Mays*  
Educational Services



Confidential/Supervisory/Management



*Michele Meza*  
Business Services

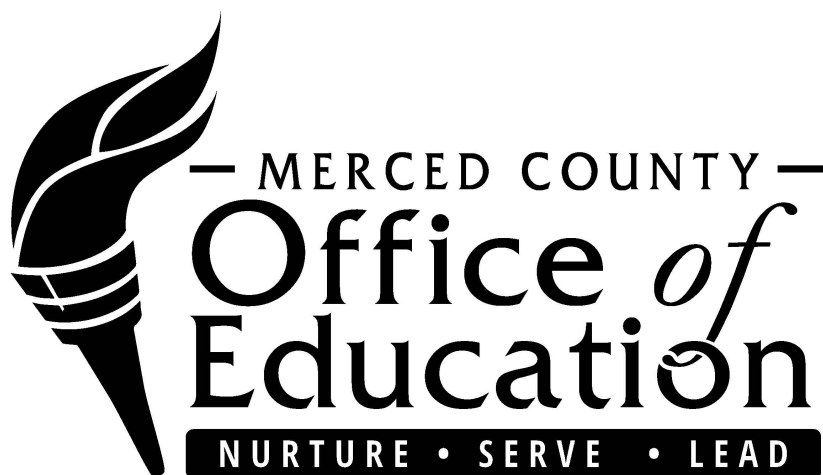
Soua, Hector, Andrea & Michele who exemplify MCOE's commitment to quality education and students, will be honored at the September 19, 2022 Board Meeting at 3:15pm.

***Congratulations to our Employees of the Quarter!***

Merced County Board of Education

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# Consent Agenda



Steve M. Tietjen, Ed.D. | County Superintendent of Schools

**MINUTES**  
**MERCED COUNTY BOARD OF EDUCATION**  
**August 15, 2022**

**REGULAR BOARD MEETING**

Merced County Office of Education (MCOE) will be conducting the Merced County Board of Education meeting at the regular time and in-person. The public is welcome to attend the meeting in-person or remotely. To join the meeting via Zoom visit this link: <https://mcoe-org.zoom.us/j/91385570920?pwd=blgxVVE3dHloY25tSUdKQTc0bmZydz09> or by phone at: 1-669-900-6833 Meeting ID: 913 8557 0920 Passcode: 11932264

**I. Opening**

- A. Board Vice Chairperson, Frank Fagundes, called the regular meeting of the Merced County Board of Education to order at 3:07 PM.
- B. Members present were Frank Fagundes, Fred Honoré, and Dennis Hanks. Geneva Brett and Chris Chavez were absent.
- C. Others Present: Nathan Quevedo, Kathleen Ochoa, Cristina Vara, Cindy Gentry, Emily Tietjen, John Magneson, Darin Dupont, Janet Riley, Yolanda Campos-Senior Executive Assistant to the Superintendent, Steve M. Tietjen-County Superintendent.

**II. Call for Public Comments Identified Closed Session Agenda Items**

During this portion of the agenda, the public is invited to address the Board on identified items prior to adjournment into Closed Session.

*The Board proceeded into Closed Session.*

**III. Closed Session**

- Conference with real property negotiator, property management, Kenneth Robbins/ Darin Dupont, Negotiator of Real Property/Land Development issues, pursuant to Government Code Section 54956.8.

*The Board proceeded into Open Session.*

**IV. Open Session – Report following Closed Session**

The Board discussed issues relating to real property and provided direction to staff.

**V. Flag Salute – Pledge Allegiance to the Flag**

**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 Regular Meeting on June 21, 2022
- B. **Resolution No. 2022-27** Recognizing September 2022 as School Attendance Awareness Month
- C. Funding of Consolidated Application for Categorical Programs 2022-2023
- D. Authorize Payment to the California School Boards Association for Membership Dues, July 1, 2022 to June 30, 2023 in the total amount of **\$11,896.00**
  - California School Boards Association (CSBA) = \$7,602.00
  - California County Boards of Education (CCBE) = \$2,393.00
  - Education Legal Alliance (ELA) = \$1,901.00

- E. Retirement Resolution:
1. **Resolution No. 2022-28** Honoring Maria Calderon
  2. **Resolution No. 2022-29** Honoring John Cotter
  3. **Resolution No. 2022-30** Honoring Sharon Cotter
  4. **Resolution No. 2022-31** Honoring Cindy Heaton

**Dennis Hanks** moved and **Fred Honoré** seconded the motion to approve the Consent Agenda as submitted. The motion carried with a vote of 3-0 (*Brett & Chavez absent*).

**VII. Written Communications**

- A. Correspondence Received By Chairperson: None.
- B. Correspondence Received By Board Members: None.
- C. Correspondence Received By Superintendent: None.

**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.

No comments were made.

**IX. Future Agenda Items**

- A. Public Hearing – Sufficiency of Instructional Materials and Textbooks (September 19, 2022)

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

- A. Board Member's Report (*if any*): None.
- B. Superintendent's Report: Steve Tietjen reported on the following:
  1. Report on MCOE Kickoff
  2. Merced County Student Events 2022-2023
  3. November Elections Update

**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 2022 through June 2022

Emily Tietjen reported that there were no complaints.

**Fred Honoré** moved and **Dennis Hanks** seconded a motion to approve the Uniform Complaint Report Summary for Quarterly Period April 2022 through June 2022. The motion carried with a vote of 3-0 (*Brett & Chavez absent*).

**XIII. Adjournment**

**Dennis Hanks** moved and **Fred Honoré** seconded the motion to adjourn the regular meeting of the Merced County Board of Education at 3:21PM. The motion carried with a vote of 3-0 (*Brett & Chavez absent*).

Respectfully submitted,

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

SMT/yc



**Merced County Board of Education**

Geneva Brett, Chairperson

Frank Fagundes, Vice Chairperson

Fred Honoré, Member

Dennis Hanks, Member

Chris Chavez, Member



**Resolution No. 2022-32**  
**Relative to Week of the School Administrator**

- Whereas,** leadership matters for California’s public education system and the more than 6 million students it serves; and
- Whereas,** school administrators are passionate, lifelong learners who believe in the value of quality public education; and
- Whereas,** the title, “school administrator” is a broad term used to define many education leadership posts including superintendents, assistant superintendents, principals, assistant principals, special education and adult education leaders, curriculum and assessment leaders, school business officials, classified educational leaders, and other school employees; and
- Whereas,** providing quality service for student success is paramount for the profession; and
- Whereas,** most school administrators began their careers as teachers, the average having served public education for more than a decade and most California’s superintendents having served in education for more than 20 years, effectively and efficiently leading public education and improving student achievement; and
- Whereas,** across the nation, public schools operate with lean management systems, employing fewer managers than most public and private sector industries including transportation, food services, manufacturing, utilities, construction, publishing and public administration; and,
- Whereas,** school leaders depend on a network of support from school communities – fellow administrators, teachers, parents, students, businesses, community members, board trustees, colleges and universities, community and faith-based organizations, elected officials and district and county staff and resources – to promote ongoing student achievement and school success; and
- Whereas,** research shows great schools are led by great principals, and great programs are led by great administrators who are supported by extensive administrative networks throughout the state; and
- Whereas,** the State of California has declared the second full week of October as the “Week of the School Administrator” in Education Code 44015.1 in observance of the importance of educational leadership at the school, school district, and county levels; and
- Whereas,** the future of California’s public education system depends upon the quality of its leadership; and
- Now, Therefore, Be It Resolved,** that the Merced County Board of Education joins the Merced County Superintendent of Schools in proclaiming October 9-15, 2022, as *WEEK OF THE SCHOOL ADMINISTRATOR* and commends all school leaders for the contributions they make to successful student achievement.

**Adopted** this 19<sup>th</sup> day of September year of 2022 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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

**Merced County Board of Education**

Geneva Brett, Chairperson

Frank Fagundes, Vice Chairperson

Fred Honoré, Member

Dennis Hanks, Member

Chris Chavez, Member



**Resolution No. 2022-33**  
**Character Education Month**  
**October 2022**

**Whereas,** the Merced County Superintendent of Schools and Merced County Board of Education believe that all students enrolled in Merced County schools have the right to a comprehensive curriculum that promotes a common core of personal and social values as the basis of good character; and

**Whereas,** the Merced County Superintendent of Schools and Merced County Board of Education believe that America's heritage and laws reflect a common core of personal and social values that holds the citizens of this democracy responsible for acting morally and ethically, being actively involved in school and community, resolving differences peacefully, and respecting the rights, dignity, and property of others; and

**Whereas,** the Merced County Superintendent of Schools and Merced County Board of Education believe that the character of our state is only as strong as the character of each individual citizen; and

**Whereas,** although character development is first and foremost an obligation of families, the efforts of faith communities, schools, youths, and civic and human services organizations also play a very significant role in supporting families to foster and promote good character; and

**Whereas,** state law calls upon educators to impress upon students the principles of morality, truth, justice, patriotism, and a true comprehension of the rights, duties, and dignity of American citizenship, and the meaning of equality and human dignity, all of which result in awakening students to the moral and ethical virtues that build a fundamental strength of character; and

**Whereas,** an effective character education program requires an intentional, proactive, consistent, and comprehensive approach that promotes a common core of personal and social values in all phases of school life, a core that includes trustworthiness, respect, responsibility, fairness, caring, citizenship, civic virtue, honesty, and personal responsibility; and

**Now Therefore, Be It Resolved,** that the Merced County Board of Education joins the Merced County Superintendent of Schools in proclaiming and observing the month of October 2022 as Character Education Month; and

**Be It Further Resolved,** that throughout the year, the Merced County Superintendent of Schools and Merced County Board of Education encourage local educational agencies throughout Merced County to promote effective character education programs by taking a proactive and comprehensive approach to promote responsible, ethical, civic minded behavior in all phases of school life.

Adopted September 19, 2022

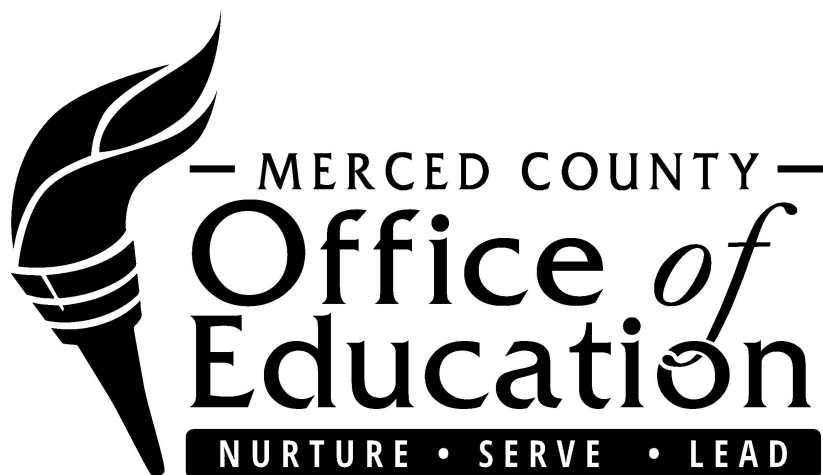
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Steve M. Tietjen, Ed.D., Secretary to the Board  
Merced County Superintendent of Schools

Merced County Board of Education

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# Written Communication



Steve M. Tietjen, Ed.D. | County Superintendent of Schools



— MERCED COUNTY —  
**Office of  
Education**

Steve M. Tietjen, Ed.D. | County Superintendent of Schools

632 WEST 13TH STREET | MERCED, CA 95341 | (209) 381-6600 | WWW.MCOE.ORG

### Evaluation of Williams Visitation Team

After completion, please send to:

**Steve M. Tietjen, Ed.D. | County Superintendent of Schools**

Merced County Office of Education

632 West 13th Street

Merced, CA 95341

District:

Merced City School District

School:

Fremont Elementary School

Date of Visit:

9.2.2022

We offer the following comments and suggestions regarding the visitation team from the County Office of Education who performed the visit on the above date:

The visit was a very positive experience. The team arrived later than we expected. The team was very kind and gave us information to learn from. We are grateful for the experience.

Dawn Hubbell

Contact Person:

9.2.2022

Date:

Merced County Board of Education

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# Superintendent's and Board Members Report



Steve M. Tietjen, Ed.D. | County Superintendent of Schools

## **PUBLIC NOTICE**

**MERCED COUNTY OFFICE OF EDUCATION**  
**2100 B Cooper Street**  
**Merced, California 95348**  
**(DTSC PROJECT CODE: (60003143))**

### **PUBLIC COMMENT PERIOD AND PUBLIC HEARING PRELIMINARY ENVIRONMENTAL ASSESSMENT REPORT**

#### **Project Title and Location:**

The Merced County Office of Education New School Project is located at 350 W. Yosemite Avenue, Merced, California 95348. The Merced County Office of Education has prepared a Preliminary Environmental Assessment (PEA) report for the district's renovation project in accordance with Education Code section 17213.1(a)(4)(B). The PEA Report has been submitted to the California Environmental Protection Agency, Department of Toxic Substances Control (DTSC) for review, and the PEA report is available for public review and comment pursuant to Education Code section 17213.1 (a)(6)(A).

#### **Description of Assessment:**

The PEA was conducted in accordance with the McCloskey Consultant's prepared document titled Preliminary Environmental Assessment, Yosemite Education Center New Charter School. A Preliminary Environmental Site Assessment (PEA) was prepared in August of 2022. Several potential areas of environmental interest were identified:

- Former Agricultural Use - Organochlorine pesticides (OCPs) and arsenic.
- Current and Former Structures – Lead-based paint (LBP) (pre-1993 structures), OCPs and arsenic-containing herbicides (pre-1989 structures), and polychlorinated biphenyls (PCBs; in window caulking/glazing) (structures constructed between 1950 to 1979); and,
- Potential Soil Vapor Intrusion – Volatile organic compounds in the soil vapor.

Based on the results of the PEA investigation, neither a release of hazardous material nor the presence of a naturally occurring hazardous substance which would pose a threat to public health or the environment under unrestricted land use was indicated at the Site. Therefore, a response action is not required to facilitate development and reuse of the Site for educational facility uses.

#### **Lead Agency:**

The PEA process is being completed with the oversight of DTSC.

#### **PEA and Supporting Documents are Available for Review at:**

Merced County Office of Education  
2100 B Cooper Street  
Merced, California 95348

Merced County Library  
2100 O St  
Merced, California 95340

#### **DTSC "EnviroStor" database:**

Additional site information can also be found at the following DTSC database web site:

[https://www.envirostor.dtsc.ca.gov/public/profile\\_report?global\\_id=60003143](https://www.envirostor.dtsc.ca.gov/public/profile_report?global_id=60003143)

#### **Public Comment Period:**

The MCOE will receive written comments on the PEA Report from Sept 5, 2022 through October 4, 2020.

A public hearing to discuss the PEA Report will be held on September 19, 2022, 3:00 PM at the MCOE Board Room located 632 W 13th St, Merced, CA 95341. Public comments (verbal and written) on the PEA Report will be received during the public hearing.



# Diana Cortes

## Merced County Office of Education

Nominated in 2022

Diana Cortes started the Foundations in Early Education (FIEE) course in Spring of 2021 and completed the program in December of 2021. When Diana entered the FIEE, she was unemployed and raising her 5-year-old daughter as a single parent. She had graduated from high school and needed to build up her confidence and skills prior to attending a formal college setting. She made the decision to enroll in the FIEE, which is a bridge to enrollment in the higher education setting. During Diana's participation in FIEE, she gained the knowledge and skills needed to strengthen her success personally and professionally. The FIEE Instructor was able to watch Diana grow in her confidence: her ability to do research, write stronger research-based papers, present developmentally appropriate lessons orally and in writing, and work effectively with young children during practicum. Diana completed the FIEE and earned nine units of college credit through an articulation agreement between Merced County Office of Education (MCOE) Adult ROP and Merced Community College.



Since graduating from FIEE, Diana has enrolled as a full-time student at Merced College. In addition, she has gained part-time (19 hours per week) employment at Merced College Child Development Center. Diana's participation in FIEE has increased her family income and prompted her continued education. Diana's future goals include continuing her education, obtaining full-time employment, and having her own Early Education classroom. Diana is modeling the way for her daughter. She is an example of hard work, determination, resiliency, and perseverance. The FIEE Instructor feels blessed to have been a small part in her lifelong journey.

### Merced County Office of Education Website

<https://www.mcoe.org/Pages/Home.aspx> 

# YOU'RE INVITED!



Please join Merced County Superintendent of Schools Dr. Steve M. Tietjen and Educational Employees Credit Union President/CEO Elizabeth J. Dooley to acknowledge exemplary teachers, staff and administrators!



EXCELLENCE  
IN EDUCATION  
MERCED COUNTY

2022

## The Art Kamangar Center at the Merced Theatre

301 W Main St, Merced, CA

October 6, 2022 | 6:30 p.m.



Steve M. Tietjen, Ed.D.  
County Superintendent of Schools



Please RSVP no later than September 23 to  
Stacie Arancibia at (209) 381-5910 or [events@mcoe.org](mailto:events@mcoe.org)



# Merced County Education Foundation

INVITES YOU TO

# Oktober Fest

*Oct. 8 2022*

*A Fundraiser to Support Arts Education  
and Camp Green Meadows*



**5:30 PM - Appetizers  
6:30 PM - Dinner**

**Tickets & Sponsorship info:**  
**[bit.ly/mcefoktoberfest22](https://bit.ly/mcefoktoberfest22)**  
**(209) 381-6602**



**MCOE DOWNTOWN PDC  
1715 CANAL ST, MERCED, CA**



**MCE**  
Merced County Education  
FOUNDATION



**Creating Experiences  
Outside the Classroom**

Merced County Board of Education

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# Business Items for Action



Steve M. Tietjen, Ed.D. | County Superintendent of Schools

**Merced County Board of Education**

Geneva Brett, Chairperson

Frank Fagundes, Vice Chairperson

Fred Honoré, Member

Dennis Hanks, Member

Chris Chavez, Member



**Resolution No. 2022-34  
Regarding  
Declaration of Sufficient Instructional Materials  
for 2022-2023 School Year**

- Whereas,** the Merced County Board of Education of the Merced County Office of Education (MCOE), in order to comply with the requirements of Education Code 60119, held a public hearing September 19, 2022 at 3:00 p.m., which is on or before the eighth week of school (between the first day that students attend school and the end of the eighth week from that day) and which did not take place during or immediately following school hours; and
- Whereas,** the Merced County Board of Education provided at least 10-day notice of the public hearing by posting it in at least three public places within the MCOE stating the time, place, and purpose of the hearing; and
- Whereas,** the Merced County Board of Education encouraged participation by parents/guardians, teachers, members of the community, and bargaining unit leaders in the public hearing; and
- Whereas,** information provided at the public hearing detailed the extent to which textbooks and instructional materials were provided to all students, including English learners, in the MCOE; and
- Whereas,** the definition of “sufficient textbooks or instructional materials” means that each student, including each English learner, has a standards-aligned textbook and/or instructional materials to use in class and to take home, which may include materials in a digital format but shall not include photocopied sheets from only a portion of a textbook or instructional materials copied to address a shortage; and
- Whereas,** between the 2008-09 through the 2022-23 fiscal years, the definition of “sufficient textbooks or instructional materials” also means that all students who are enrolled in the same course within the MCOE, have standards-aligned textbooks or instructional materials from the same adoption cycle; and
- Whereas,** sufficient textbooks or instructional materials were provided to each student, including each English learner, that are aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks in Mathematics, Science, History-Social Science, and English/language arts, including the English language development component of an adopted program; and
- Whereas,** sufficient textbooks or instructional materials were provided to each student enrolled in foreign language or health classes; and
- Whereas,** laboratory science equipment was available for science laboratory classes offered in grades 9-12, inclusive; and
- Now Therefore, Be It Resolved** that for the 2022-2023 school year, the MCOE has provided each student with sufficient textbooks or instructional materials aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks.

**PASSED AND ADOPTED THIS 19<sup>th</sup> day of September, 2022** at a meeting, by the following vote:

AYES: \_\_\_\_\_ NOES: \_\_\_\_\_ ABSENT: \_\_\_\_\_ ABSTAIN: \_\_\_\_\_

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

Geneva Brett, Chairperson

Frank Fagundes, Vice Chairperson

Fred Honoré, Member

Dennis Hanks, Member

Chris Chavez, Member



**Resolution No. 2022-35**

**Regarding**

**Declaration of Sufficient Instructional Materials  
for 2022-2023 School Year  
for Merced Scholars Charter School**

- Whereas,** the Merced County Board of Education of the Merced County Office of Education (MCOE), in order to comply with the requirements of Education Code 60119, held a public hearing September 19, 2022 at 3:00 p.m., which is on or before the eighth week of school (between the first day that students attend school and the end of the eighth week from that day) and which did not take place during or immediately following school hours; and
- Whereas,** the Merced County Board of Education provided at least 10-day notice of the public hearing by posting it in at least three public places within the MCOE and at Merced Scholars Charter School (MSCS) stating the time, place, and purpose of the hearing; and
- Whereas,** the Merced County Board of Education and MSCS encouraged participation by parents/guardians, teachers, members of the community, and bargaining unit leaders in the public hearing; and
- Whereas,** information provided at the public hearing detailed the extent to which textbooks and instructional materials were provided to all students, including English learners, at MSCS; and
- Whereas,** the definition of “sufficient textbooks or instructional materials” means that each student, including each English learner, has a standards-aligned textbook and/or instructional materials to use in class and to take home, which may include materials in a digital format but shall not include photocopied sheets from only a portion of a textbook or instructional materials copied to address a shortage; and
- Whereas,** between the 2008-09 through the 2022-23 fiscal years, the definition of “sufficient textbooks or instructional materials” also means that all students who are enrolled in the same course within the MSCS, have standards-aligned textbooks or instructional materials from the same adoption cycle; and
- Whereas,** sufficient textbooks or instructional materials were provided to each student, including each English learner, that are aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks in Mathematics, Science, History-Social Science, and English/language arts, including the English language development component of an adopted program; and
- Whereas,** sufficient textbooks or instructional materials were provided to each student enrolled in foreign language or health classes; and
- Whereas,** laboratory science equipment was available for science laboratory classes offered in grades 9-12, inclusive; and

**Now Therefore, Be It Resolved** that for the 2022-2023 school year, the MSCS has provided each student with sufficient textbooks or instructional materials aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks.

**PASSED AND ADOPTED THIS 19<sup>th</sup> day of September, 2022** at a meeting, by the following vote:

AYES: \_\_\_\_\_ NOES: \_\_\_\_\_ ABSENT: \_\_\_\_\_ ABSTAIN: \_\_\_\_\_

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

**Merced County Board of Education**

Geneva Brett, Chairperson  
Frank Fagundes, Vice Chairperson  
Fred Honoré, Member  
Dennis Hanks, Member  
Chris Chavez, Member



**Resolution No. 2022-36**  
**Regarding**  
**Declaration of Sufficient Instructional Materials**  
**for 2022-2023 School Year**  
**for Come Back Charter School**

- Whereas,** the Merced County Board of Education of the Merced County Office of Education (MCOE), in order to comply with the requirements of Education Code 60119, held a public hearing September 19, 2022 at 3:00 p.m., which is on or before the eighth week of school (between the first day that students attend school and the end of the eighth week from that day) and which did not take place during or immediately following school hours; and
- Whereas,** the Merced County Board of Education provided at least 10-day notice of the public hearing by posting it in at least three public places within the MCOE and at Come Back Charter School (CBCS) stating the time, place, and purpose of the hearing; and
- Whereas,** the Merced County Board of Education and CBCS encouraged participation by parents/guardians, teachers, members of the community, and bargaining unit leaders in the public hearing; and
- Whereas,** information provided at the public hearing detailed the extent to which textbooks and instructional materials were provided to all students, including English learners, at CBCS; and
- Whereas,** the definition of “sufficient textbooks or instructional materials” means that each student, including each English learner, has a standards-aligned textbook and/or instructional materials to use in class and to take home, which may include materials in a digital format but shall not include photocopied sheets from only a portion of a textbook or instructional materials copied to address a shortage; and
- Whereas,** between the 2008-09 through the 2022-23 fiscal years, the definition of “sufficient textbooks or instructional materials” also means that all students who are enrolled in the same course within the CBCS, have standards-aligned textbooks or instructional materials from the same adoption cycle; and
- Whereas,** sufficient textbooks or instructional materials were provided to each student, including each English learner, that are aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks in Mathematics, Science, History-Social Science, and English/language arts, including the English language development component of an adopted program; and
- Whereas,** sufficient textbooks or instructional materials were provided to each student enrolled in foreign language or health classes; and
- Whereas,** laboratory science equipment was available for science laboratory classes offered in grades 9-12, inclusive; and

**Now Therefore, Be It Resolved** that for the 2022-2023 school year, the CBCS has provided each student with sufficient textbooks or instructional materials aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks.

**PASSED AND ADOPTED THIS 19<sup>th</sup> day of September, 2022** at a meeting, by the following vote:

AYES: \_\_\_\_\_ NOES: \_\_\_\_\_ ABSENT: \_\_\_\_\_ ABSTAIN: \_\_\_\_\_

\_\_\_\_\_  
Steve M. Tietjen, Ed.D., Secretary to the Board  
Merced County Superintendent of Schools

**Merced County Board of Education**

Geneva Brett, Chairperson

Frank Fagundes, Vice Chairperson

Fred Honoré, Member

Dennis Hanks, Member

Chris Chavez, Member



**Resolution No. 2022-37  
For Adopting the “Gann” Limit**

(Normal, no increase to Limit pursuant to Government Code 7902.1)

**Whereas,** in November 1979, the California electorate did adopt Proposition 4, commonly called the Gann Amendment; which added Article XIIB to the California Constitution; and

**Whereas,** the provisions of that Article establish maximum appropriate limitations, commonly called “Gann Limits” for public agencies, including school districts; and

**Whereas,** the district must establish a revised Gann Limit for the 2021-2022 fiscal year and a projected Gann Limit for the 2022-2023 fiscal year in accordance with the provisions of Article XIIB and applicable statutory law; and

**Now Therefore Be It Resolved,** that this Board does provide public notice that the attached calculations and documentation of the Gann Limits for the 2021-2022 and 2022-2023 years are made in accord with applicable constitutional and statutory law;

**And Be It Further Resolved,** that this Board does hereby declare that the appropriations in the Budget for the 2021-2022 and 2022-2023 fiscal years do not exceed the limitations imposed by Proposition 4;

**And Be It Further Resolved,** that the Superintendent provide copies of this resolution along with the appropriate attachments to interested citizens of this district.

ADOPTED September 19, 2022

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