

LOS BANOS UNIFIED SCHOOL DISTRICT  
MINUTES OF THE REGULAR MEETING  
OF THE BOARD OF EDUCATION  
December 16, 2021

Pacheco High  
School Theater

Mr. Martinez called the meeting to order at 5:30 P.M.

Call to Order

PRESENT: Ms. Benton, Mr. Lieb, Mr. Martinez, Mr. Munoz, Mr. Parreira, Ms. Smith (5:32). ABSENT: Ms. Moran.

Roll Call

A closed session was held at 5:30 P.M. Student Discipline: Cases, #5513105, #5506698, and #2995700488 (Action); Liability claim: Claimant [Identity withheld pursuant to Government Code 54961]; Agency claimed against: Los Banos Unified School District (Action); Leave Extension Request, classified employee (Section 54957) (Action); Leave Extension Request, classified employee (Section 54957) (Action); Public Employees: Discipline/Dismissal/Release/Reassignment (Section 54957) (No Action); Conference with Labor Negotiator (Section 54957.6) Agency Negotiators: Tammie Calzadillas, Amer Iqbal, Mark Marshall, Paula Mastrangelo and C. Sean Richey; Employee Organization: LBTA, CSEA. (No Action)

Closed Session

The regular session was opened at 7:00 p.m. by Board President, Ray Martinez.

Regular Session

The audience was led in the Pledge of Allegiance by Board Member, Marlene Smith.

Pledge of  
Allegiance

There was a change to the agenda, under VII. Reports, Item A States that the PHS Student representative to the board would be introduced. The LBHS student will be presenting the report. Under VIII under New Business, Item C. The site report will only be given by Pacheco High School. On a motion by Member Benton, seconded by Member Munoz, Trustees approved the agenda as corrected. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried.

Approval of  
Agenda

Annual  
Organizational  
Business/Election  
of Officers

Nominations for Board President were opened by Dr. Marshall, Superintendent. Anthony Parreira was nominated by Marlene Smith. Ray Martinez was nominated by Gary Munoz. Yes votes for Anthony Parreira were cast by Anthony Parreira, Margaret Benton, Gene Lieb, and Marlene Smith. Yes votes for Ray Martinez were cast by Ray Martinez and Gary Munoz. Anthony Parreira was elected President

Board President

Nominations for Vice President of the Board were opened by Board President, Anthony Parreira. Anthony Parreira nominated Marlene Smith as Vice President. Ray Martinez nominated Gary Munoz as Vice President. Yes votes for Marlene Smith were cast by Anthony Parreira, Margaret Benton, Gene Lieb, and Marlene Smith. Yes votes for Gary Munoz were cast by Ray Martinez and Gary Munoz. Marlene Smith was elected Vice President.

Vice President

Nominations for Board Clerk were opened by Board President Anthony Parreira. Margaret Benton nominated Jessica Moran as Board Clerk. With no other nominations being cast. Jessica Moran was elected Board Clerk.

Clerk

A motion to appoint Dr. Mark Marshall as secretary of the Board was made by Member Benton, seconded by Member Munoz. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried.

Secretary to the Board

Jeff De la Cruz, LBUSD teacher for 22 years welcomed Mr. Lieb to the Board. He then asked that since it was safe to be back in class since August, why was it not safe to be at Board Meetings in person. He is glad to be back in-person and hopes it stays that way. Dr. Shiela Tellez, stated that a student from PHS felt bad about the mask mandate and is having mental health difficulties and does not want to go to school. She wants answers for the kids. She stated that PCR testing, masks and vaccine mandates cause mental health issues and breathing problems. She stated that a mandate is not a law.

Public Forum

Los Banos High School Student Representative to the Board, Jacinta Brown reported on the many activities at Los Banos and Pacheco High Schools.

Student Report

Andrea Clarke, Interim President of LBTA congratulated the newly elected officers to the board for the 2022 on behalf of LBTA. She thanked the school board for hearing and responding to last month's report about returning to in person board meetings and allowing public comments in person. She invited the Board and Superintendent to attend the January 31<sup>st</sup> Merced/Mariposa Teachers UniServ's Annual School Board Dinner that will be held in Merced. She stated that formal invitations would be sent soon. She reported that with the start of the New Year, that negotiations would be reconvening shortly. She reminded the Board that teachers have not had a raise since 2018, even though the District has been fully funded for COLA each year and that the reserves continued to grow. She said that LBTA is aware of additional monies coming next year based on the Interim Budget report that was just released. She stated that surrounding districts have received percentages at or above COLA of 5.07% this year and that Ceres settled for 7% on schedule. She reported that next year's COLA is projected to be at 5.35%. She then stated that it is time for the District to attract and retain quality and dedicated teachers to LBUSD. She ended the report by wishing everyone a restful and peaceful holiday season.

LBTA Report

There was no CSEA Report.

CSEA Report

Dr. Marshall appointed Board members to the following Superintendent Subcommittees: Facilities: Ms. Benton, Mr. Martinez, and Mr. Parreira; Finance: Mr. Parreira, Mr. Munoz and Ms. Smith; 2x3: Mr. Martinez, Mr. Lieb, and Mr. Parreira; LBUSD Scholarship: Ms. Moran and Ms. Smith; Elementary Curriculum Council Representative: Ms. Benton; Secondary Curriculum Council Representative: Jessica Moran; City of Los Banos Recreation Commission: Mr. Munoz. Dr. Marshall gave an update to the SB328 Presentation. He apologized about the technical difficulties that occurred the night of the presentation but stated the videos are up and that there have been a lot of views since. He shared some of

Superintendent's Report:

the positive things that have been happening in the District. He announced that Dr. Barbara Severns has been selected as the ACSA Region 9, 2022 Administrator of the Year; Continuation/Educational Options Administrator; Dr. Sean Richey and Eric Sowersby were selected to present at the CSIC Conference in Monterey and he stated that Amanda Hazan Sanchez played a key role in the presentation; Charles Pikas was named California Girls Softball-Fast Pitch Coach of the Year for 2020-21; The Pacheco High School Marching Band was awarded the Chamber of Commerce's Presidential Award at the 2021 Downtown Christmas Parade; San Luis High School won the Flag Football Championship and was awarded a beautiful trophy; a Creekside Junior High student placed first at the Merced County Spelling Bee and a Charleston student placed 4<sup>th</sup> overall. He finished his report by listing the facility projects that will be moving forward in 2022 and they include: Pacheco High School addition, Loftin Stadium renovation, and the Henry Miller/FOT parking lot.

Amer Iqbal, Assistant Superintendent of Administrative services gave an update on the open construction projects in the District. The PHS classroom wing addition is going well and they are installing the underground wiring. The Henry Miller Parking lot project is in the final design phase in regards to the lighting. The Loftin remodel is in the design phase. All projects are on time and have not been delayed by the recent rain.

Facilities Report

Marlene Smith attended the Los Banos Junior High School Girls basketball games. She said that even though they didn't have the season they wanted they learned leadership skills and built relationships. She also attended the Creekside Junior High Choir performances. She wished everyone a Merry Christmas and a safe and warm new year. Gary Munoz attended the CSBA AEC Conference December 1-4. He attended a session regarding Layoffs, and Improving Student Achievement without Additional funding. He thanked FFA for the Christmas Card. He wished everyone a Merry Christmas and a safe new year. Margaret Benton commented on all of the amazing things that students are accomplishing district wide. She thanked all of the staff including classified, certificated, and administration for all they do to help the students shine. She watched the Spelling Bee on YouTube. She stated that they were still collecting food for the Feed the Need program. Donations can be dropped off at Century 21 and with each donation you would be entered in a drawing for a Visa Gift Card. She wished everyone a safe holiday. Gene Lieb attended the virtual CSBA conference and learned a lot about how boards operated. He heard from many other trustees that are working together to do what is best for students. He talked about the PIQE program which stands for Parent Institute for a Quality Education. He explained that it is a program in which parents are empowered to participate in their child's education. He said he was happy to see that it was on the agenda for approval. He stated that he saw the Choir led by Tom Faria participate at the awards ceremony for the downtown Christmas parade on December 3<sup>rd</sup>. He also attended the Choir performances for Los Banos High School and Creekside Junior High. He announced that the Rotary Club is sponsoring a Speech Contest for all High School age students and winners at the local level would advance to the county and finally the state and that there would be cash awards. He encouraged anyone that knew of a High School student that would like to participate, to let him or another Rotary member know. He wished everyone a Merry Christmas. Ray Martinez congratulated all the students and staff for the great achievements that Dr. Marshall spoke about in his report. He also attended the

Trustee Reports

CSBA conference. He said that there was a great key-note speaker that spoke about how he grew up with great challenges and that there was teacher that would reach out to him and encourage him and that she helped him succeed and that one teacher made a difference in his life. He also spoke about a session where there was a round table discussion with current and past student school board representatives. He spoke about one student who asked that the board listen to the youth and let them be heard and ask that they are allowed to participate actively in the board meetings. He wished everyone a Merry Christmas. Anthony Parreira stated that he attended many of the events that other board members previously reported. He congratulated Dr. Barbara Severns and said it was a great honor for her and a great thing for our District to have her working for us. He wished all of the staff a restful break. He wished everyone a Merry Christmas, Happy Holidays, Happy Kwanzaa, Happy Hanukkah and a safe and wonderful New Year.

On a motion by Member Martinez seconded by Member Lieb, Trustees adopted the 2022 Board meetings schedule Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried.

Schedule of 2022 Board Meetings

After a presentation regarding proposed redistricting maps, a Public Hearing was opened at 8:02 to allow for public input. No one came forward and the hearing was closed at 8:03. There was no vote as this was an informational/discussion item only and there would be another presentation at the January 13, 2022 meeting with new maps.

Overview of LBUSD Trustee Area Redistricting Process.

Mr. Daniel Sutton, principal of Pacheco High School presented a site report on all that was happening a Pacheco High School.

Site Reports

On a motion by Member Martinez seconded by Member Munoz, Trustees approved the 1<sup>st</sup> Interim Report and certified that the District can meet its obligations for the current year, and two subsequent years. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried.

2021-22 First Interim Report

On a motion by Member Lieb, seconded by Member Benton, Trustees approved the Los Banos Unified School District's request for removal and addition of signers on the Mechanics Bank Accounts. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried.

Mechanics Bank Signer Update

On a motion by Member Munoz, seconded by Member Smith, Trustees approved renewal of the 2022-2023 Continued Funding Application between the California Department of Education and Los Banos Unified School District Preschool Program for the 2022-2023 Fiscal Year; and adopted Resolution #39-21 authorizing designated personnel to sign contract documents and designation of authority. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried.

Resolution #39-21 Continued Funding Application

On a motion by Member Martinez, seconded by Member Benton, Trustees declared their intent to adopt the 2022-23 school calendar. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried.

2022-23 School Calendars (First Reading)

On a motion by Member Munoz, seconded by Member Lieb, Trustees approved the

2021 Educator Effectiveness Block Grant. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried.	Educators Effectiveness Block Grant
On a motion by Member Munoz, seconded by Member Smith, Trustees adopted Resolution #40-21 filing an application with the Governor of California's Office of Emergency Services for the purpose of obtaining federal assistance for COVID Testing. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried.	Resolution 40-21 Governor's Office of Emergency Services
Vanessa Theircof gave an informational presentation stating reasons against the proposed Governors mandate that would require all students to be vaccinated against COVID-19 and said that parents need to be able make their own choices regarding the safety of their children. She stated that she has been researching others districts that were taking a stand against the mandate. She said that all students and staff need to stay in the classroom to address the learning loss that occurred during the 2020-21 school year as well as the well-being and mental health of the students. She stated that a vaccine mandate for students and staff would have a detrimental effect on the students and loss of ADA for the District as well as causing staffing shortages. She stated that in person instruction needs to be available for all students regardless of vaccination status. She said that several districts have passed resolutions stating that they would not follow the Governors proposed mandates. She is asking the Board to follow suit and draft a similar resolution. She also asked that a Special Board Meeting be held to discuss this issue. Following her presentation members of the public expressed their concerns regarding the proposed Governors vaccine and mask mandates. They asked the Board to consider not implementing the mandates.	Opposition to proposed Vaccine Mandate
On a motion by Member Martinez and seconded by Member Munoz, the Consent Calendar was approved as submitted. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried .(Roll Call Vote)	CONSENT CALENDAR
Trustees approved minutes of the: Regular Meeting, November 18, 2021.	Minutes
Certificated Report: Appointments: McGraw, Angela – Learning Director, Los Banos High School – effective 01/03/2022. Resignations: Mancias, Julian – Math Teacher, Extra Duty Appointments: None.	Personnel Actions
Classified Report: New Hires: Aguilera Manriquez, Judith – LEAP, Paraprofessional; Barrientez, Jazmine – LEAP, Paraprofessional; Beltran Villa, Eloisa – PHS, Custodian; Cervantes Alainz, Adrian – FS, Child Nutrition Worker Corbin, Alyssa – SS, Behavior Support Assistant; Duran, Mariah – LEAP, Paraprofessional; Mendez Rojas, Mayra – FS, Child Nutrition Worker Mendoza, Manuel – CJHS, Paraprofessional (temporary); Appointments: None. Promotional: Calderon Abrego, Yesenia – LBJH, Campus Security; Delgado, Rosie – LBHS, Office Specialist; Torres, Claudia – LBJH, Attendance Secretary. Retired: None. Termination: Iyigun, Diego – GE, Custodian – Effective 11/19/2021. Resigned: Garcia, Laura – SS, Behavior Support Assistant – Effective, Gomez, Lucerito – LBJHS, Attendance Secretary – Effective 11/26/2021. Tapia, Noemi – PH, Paraprofessional – Effective 11/19/2021. Leave of Absence: None.	
The monthly Fiscal Report was submitted for Board information.	

## Fiscal Report

Trustees adopted the following mandated policy updates: BP 3350/AR 3350 Travel Expenses – Business and Non Instructional Operations; BP 3550 Food Service – Business and Non Instructional Operations: BP/AR 3550-3554 Child Nutrition Program – Business and Non Instructional Operations.

Mandated Policy  
Changes (Second  
Read)

Trustees adopted the following courses: Introduction to Agriculture and Exploratory Agriculture

New Course  
Approval  
(Second Read)

Trustees approved the following donations: Sports Boosters to LBHS Girls Basketball \$1425.00, Sports Boosters to LBH Athletics \$3,855.22, Dr. Mark Marshall to PHS FFA \$500.00, and Pacific Gas and Electric to PHS \$480.00.

Donations

Trustees approved the following Agreements: Parent Institute of Quality Education, Program for RME, Parent Institute of Quality Education, Program for LFE, School Services of California, Consulting Services, Super COOP, Meal vending contracts, New Life Physical Therapy Services, Vanir Construction for Volta Water Tank, apttegy Web and Mobile App Support, and Parent Institute of Quality Education, Program for LBE.

Agreements/  
Contracts

Trustees declared specific library books and textbooks obsolete and to be disposed of consistent with BP #3270

Obsolete Books

Trustees approved the warrants for payment.

Warrants

There was no information or future agenda items.

Information and  
Future Agenda  
Items

On motion by Member Benton seconded by Member Parreira, Trustees expelled students 2995700488 and 551310 for the remainder of the 2021-22 school year and student 5506698 will be expelled for a calendar year. Pupils shall report to Valley Community School or any school of the parents' choice outside of Los Banos Unified School District, which meets the requirements of the Education Code of the State of California. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried

Reporting Closed  
Session

On a motion by Member Parreira, seconded by Member Benton trustees approved the first liability claim against the District. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried

On a motion by Member Smith seconded by Member Munoz, trustees approved the second liability claim against the District. Ayes: Benton, Lieb, Martinez, Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried

On a motion by Member Parreira, seconded by Member Lieb, Trustees approved the leave extension request from a classified employee. Ayes: Benton, Lieb, Martinez,

Munoz, Parreira, Smith. Noes: 0; Absent: Moran. Motion carried

The meeting was adjourned by Mr. Parreira at 9:13 P.M.

Adjournment

  
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SECRETARY