



Magnolia Public Schools

Regular Board Meeting

Date and Time

Thursday July 14, 2022 at 5:30 PM PDT

Location

<https://zoom.us/j/97856064990?pwd=MHhBZCtGT0xEMIZpNEZQZVJ3RDBPZz09>

Meeting ID: 978 5606 4990 **Passcode:** 021250
One tap mobile: +16694449171,,97856064990# US
+16699009128,,97856064990# US (San Jose)

All members of the public can participate by calling in using the numbers provided above.

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Any public records relating to an agenda item for an open session which are distributed to all, or a majority of all, of the Board Members shall be available for public inspection. Magnolia Public Schools values public comment during Board meetings. Pursuant to AB 361 members of the public may address the Board during the Public Comment period on the day of the board meeting without the need to complete a public speaker form. We limit individual speakers to three (3) minutes and speakers with interpreters to six (6) minutes. For any questions regarding this meeting email board@magnoliapublicschools.org or call 213-628-3634 Ext. 100.

Board Members:

Mr. Mekan Muhammedov, Chair
Ms. Sandra Covarrubias, Vice-Chair
Dr. Umit Yapanel
Dr. Salih Dikbas
Ms. Diane Gonzalez
Mr. Daniel Sheehan
Mrs. Esra Eldem Tunc

CEO & Superintendent:

Mr. Alfredo Rubalcava

Agenda

	Purpose	Presenter	Time
I. Opening Items			5:30 PM
Opening Items			
A. Call the Meeting to Order			1 m
B. Record Attendance and Guests			1 m
C. Approval of Agenda	Vote		1 m
D. Public Comments			5 m
E. Announcements from CEO & Superintendent and Board Members			5 m
F. Approval of Minutes from MPS Regular Board Meeting - June 16, 2022	Approve Minutes		1 m
G. Approval of Minutes from MPS Regular Board Meeting - June 23, 2022	Approve Minutes		1 m
II. Closed Session			5:45 PM
A. Public Announcement of Closed Session	FYI		1 m
B. Conference with Legal Counsel —Anticipated Litigation § 54956.9(b) - One Case			30 m
C. Report Out of Closed Session	FYI		1 m
III. Consent Items			6:17 PM
A. Approval of MPS Teaching Assignments per EdCode (“EC”) 44258.3	Vote	D.Hajmeirza	3 m
IV. Action Items			6:20 PM
A. Approval of Findings to Conduct Virtual Meetings Pursuant to AB 361/Government Code Section 54953	Vote	A.Rubalcava	5 m
B. Approval of Current Magnolia Educational & Research Foundation Conflict of Interest Code & Conflict of Interest Policy & Authorization to Submit 2022 Multi-County Agency Biennial Notice	Vote	A.Rubalcava	5 m
C. Renewal of One MPS Board Membership	Vote	A.Rubalcava	5 m
D. Approval of CalSHAPE Ventilation Grant Resolution for MSA-1 (Resolution #20220714-01)	Vote	M.Sahin	7 m
E. Approval of CalSHAPE Ventilation Grant Resolution for MSA-7 (Resolution #20220714-02)	Vote	M.Sahin	7 m
F. Approval of CalSHAPE Ventilation Grant Resolution for MSA-Santa Ana (Resolution #20220714-03)	Vote	M.Sahin	7 m

	Purpose	Presenter	Time
V. Closing Items			6:56 PM
A. Adjourn Meeting	FYI		1 m

Coversheet

Approval of Minutes from MPS Regular Board Meeting - June 16, 2022

Section:	I. Opening Items
Item: June 16, 2022	F. Approval of Minutes from MPS Regular Board Meeting -
Purpose:	Approve Minutes
Submitted by:	
Related Material:	Minutes for Regular Board Meeting on June 16, 2022

APPROVED



Magnolia Public Schools

Minutes

Regular Board Meeting

Date and Time

Thursday June 16, 2022 at 6:00 PM

Location

<https://zoom.us/j/97856064990?pwd=MHhBZCtGT0xEMIZpNEZQZVJ3RDBPZz09>

Meeting ID: 978 5606 4990 **Passcode:** 021250

One tap mobile: +16699009128,,97856064990# US (San Jose)

Board Members:

Ms. Sandra Covarrubias, Chair

Dr. Umit Yapanel, Vice-Chair

Dr. Salih Dikbas

Ms. Diane Gonzalez

Mr. Mekan Muhammedov

CEO & Superintendent:

Mr. Alfredo Rubalcava

Directors Present

D. Gonzalez (remote), M. Muhammedov (remote), S. Covarrubias (remote), U. Yapanel (remote)

Directors Absent

S. Dikbas

I. Opening Items**A. Call the Meeting to Order**

S. Covarrubias called a meeting of the board of directors of Magnolia Public Schools to order on Thursday Jun 16, 2022 at 6:04 PM.

B.

Record Attendance and Guests

Refer to attendance information recorded above.

C. Approval of Agenda

S. Covarrubias made a motion to approve the agenda as presented.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

S. Dikbas	Absent
M. Muhammedov	Aye
S. Covarrubias	Aye
U. Yapanel	Aye
D. Gonzalez	Aye

D. Public Comments

No public comments were made at this time.

E. Announcements from CEO & Superintendent and Board Members

There were no announcements made from the CEO & Superintendent. Board Members discussed graduations and those who joined.

F. Approval of Minutes from MPS Regular Board Meeting - May 12, 2022

D. Gonzalez made a motion to approve the minutes from Regular Board Meeting on 05-12-22.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

U. Yapanel	Aye
D. Gonzalez	Aye
S. Covarrubias	Aye
S. Dikbas	Absent
M. Muhammedov	Aye

G. Approval of Minutes from MPS Regular Board Meeting - May 26, 2022

D. Gonzalez made a motion to approve the minutes from Regular Board Meeting on 05-26-22.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

U. Yapanel	Aye
S. Covarrubias	Aye
D. Gonzalez	Aye
M. Muhammedov	Aye
S. Dikbas	Absent

H. Approval of Minutes from MPS Special Board Meeting - June 2, 2022

D. Gonzalez made a motion to approve the minutes from Special Board Meeting on 06-02-22.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

D. Gonzalez	Aye
M. Muhammedov	Aye
S. Covarrubias	Aye
S. Dikbas	Absent
U. Yapanel	Aye

II. Closed Session

A. Public Announcement of Closed Session

S.Covarrubias announced that the Board will be going into closed session to discuss public employee performance evaluation for the CEO & Superintendent.

B. Public Employee Performance Evaluation (§ 54957) - Title: CEO & Superintendent

This item was discussed in Closed Session.

C. Report Out of Closed Session

S.Covarrubias announced in Open Session at 6:55pm that the Board discussed the evaluation for the CEO & Superintendent and are making their final steps in completing the evaluation.

Board proposed to go directly to Action Item IV C as the next item on the agenda after Closed Session and after continue with the agenda as is. There were no objections.

III. Information/Discussion Items

A. Public Hearing for Local Control and Accountability Plans (LCAP) for All MPS

Public Hearing for the Local Control and Accountability Plans (LCAP) were introduced and discussion was held on the process that went towards crafting these plans by D.Yilmaz, Chief Accountability Officer. All schools LCAP plans which included school-wide goals, expected progress and expenditures were provided. He described the role educational partners had on the development of these plans. M.Avsar, Principal at MSA-4, and M.Wittek, Principal at MSA-7, presented their schools LCAP goals to the public and Board. Educational partners were given the opportunity to provide further feedback. Approval of the LCAP for all MPS will be taken at the next Regular Board Meeting.

B. Public Hearing for the 2022-23 Adopted Budgets for All MPS Sites

S.Budhreja, Chief Financial Officer, provided information regarding the California Governor, Gavin Newsom's May Revise which would reflect on the 2022-23 MPS Adopted Budget. Educational partners were given the opportunity to provide feedback and the 2022-23 budget for MPS will be taken at the next Regular Board Meeting. Board Members questions were addressed by staff.

IV. Action Items

A.

Approval of Revised 2022-23 Employee Pay Raise Scale for Full-Time Teaching Positions & Non-Classroom Based Academic (“NCBA”) Positions & School Leaders

The MPS Educational Partners & Development Committee Meeting was cancelled and therefore the Committee was not able to discuss for their possible recommended approval. S.Acar, Chief Operations Officer, reported that the MPS pay scales were previously approved by the Board in which the base salary increased to \$57,000 in in the Los Angeles County schools and \$54,000 for the schools in Santa Ana and San Diego. Staff is coming back to equate their salaries. D.Hajmeirza, Director of Human Resources, also went over the additional changes that have come up including changes of degrees or change of credentials would have to be notified to Human Resources by January 31st. Board Members questions were addressed by staff.

S. Covarrubias made a motion to approve the revised 2022-23 Employee Pay Raise Scale for Full-Time Teaching Positions & Non-Classroom Based Academic (“NCBA”) Positions & School Leaders.

D. Gonzalez seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

S. Dikbas	Absent
M. Muhammedov	Aye
U. Yapanel	Aye
D. Gonzalez	Aye
S. Covarrubias	Aye

B. Approval of 2022-2023 MPS Employee Handbook

D.Hajmeirza, Director of Human Resources, highlighted the changes in the employee handbook. It is an annual process in which MPS reviews with legal counsel to ensure the most up-to-date federal and state law is reflected.

M. Muhammedov made a motion to approve the proposed 2022-23 MPS Employee Handbook as presented with an effective date of July 1, 2022.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

S. Covarrubias	Aye
S. Dikbas	Absent
D. Gonzalez	Aye
U. Yapanel	Aye
M. Muhammedov	Aye

C. Approval of Board Member Appointment Recommendations to the MPS Board of Directors

This item was discussed after Closed Session. Board nominees went to the MPS Nominating/Governance Committee. U.Yapanel, Vice-Chair & the Nominating/Governance Committee Chair, introduced D.Sheehan & E.Eldem as the Committee's recommended nominees to serve on the MPS Board of Directors. Nominees were given the opportunity to present themselves and answered questions from the public.

U. Yapanel made a motion to accept the recommendation of the MPS Nominating/Governance Committee to appoint Mr. Daniel Sheehan & Ms. Esra Eldem to the MPS Board of Directors for a 5-year term beginning on June 17, 2022 and ending on June 16, 2027.

D. Gonzalez seconded the motion.
The board **VOTED** to approve the motion.

Roll Call

M. Muhammedov	Aye
U. Yapanel	Aye
S. Dikbas	Absent
D. Gonzalez	Aye
S. Covarrubias	Aye

D. Approval of Findings to Conduct Virtual Meetings Pursuant to AB 361/Government Code Section 54953

MPS Board of Directors discussed and reconsidered the circumstances of the State of Emergency related to COVID-19 in which meeting in person can directly impact the ability of the Board in addition to the all standing Board Committees (Finance, Audit/Facilities, Academic, Stakeholder and Development & Nominating/Governance Committees) and public to meet safely. As such, local officials are still continuing to recommend measures to promote social distancing. Board Members questions were addressed by staff.

D. Gonzalez made a motion to adopt the findings relating to the ability of the MPS Board and all MPS Committees to conduct meetings due to teleconference during the State of Emergency, in reference to AB 361/Government Code Section 54953.

S. Covarrubias seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

U. Yapanel	Aye
D. Gonzalez	Aye
M. Muhammedov	Aye
S. Covarrubias	Aye
S. Dikbas	Absent

E. Approval of 2022-23 Teacher Course Assignment with EdCode 44258.3

D.Hajmeriza, Director of Human Resources, added that the item was previously brought to the Board in August of 2021. Staff would like to utilize this EdCode option for the 2022-23 school year in which it will grant teachers with a preliminary or clear credential to teach subject matters outside of their credential subject area by submitting a petition with supporting documentation demonstrating competency. She went over the purpose of the policy. Procedures were also previously approved by the Board. She went over the chosen teachers which were listed. Board Members questions were addressed by staff.

S. Covarrubias made a motion to approves the listed academic teaching assignments for the listed teachers per EC 44258.3.

D. Gonzalez seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

D. Gonzalez	Aye
M. Muhammedov	Aye
S. Covarrubias	Aye
U. Yapanel	Aye
S. Dikbas	Absent

F. Approval of 2022-23 CTC Form CL-500 Declaration of Need (Emergency Permits)

D.Hajmeirza, Director of Human Resources, went over the purpose of the form which is for schools to anticipate how many emergency permits for their teaching credentials they will need to cover for an assignment for that school year. She added that this is a new requirement for charter schools with passage of AB 1505. MPS will submit the CTC form on an annual basis and also submit to each county. S. Covarrubias made a motion to approve the Commission on Teaching Credential (“CTC”) Form CL500 Declaration of Need for all MPS schools (MSA-1 through 8, Santa Ana, and San Diego). D. Gonzalez seconded the motion. The board **VOTED** to approve the motion.

Roll Call

S. Dikbas	Absent
S. Covarrubias	Aye
M. Muhammedov	Aye
D. Gonzalez	Aye
U. Yapanel	Aye

G. Approval of Waiver of Contingencies for 7111 Winnetka Ave.

P.Ontiveros, General Counsel & Director of Facilities, provided background and current standing for the property at 7111 Winnetka Avenue. He went over the communication between staff and Los Angeles County Office of Education. The request is to move forward in waiving the contingencies. Lender, CLI Capital, is on-board and are finalizing the loan document and is expected to be received soon and will begin negotiating final drafts thereafter. He went over the next steps if the Board decides to move forward with committing to the process. When ready to close the purchase, it will be brought back to the Board and will be presented the final loan documents. Board Members questions were addressed by staff. M. Muhammedov made a motion to approve (1) the waiver of the contingencies for the purchase of the property located at 7111 Winnetka Ave in Winnetka (the “Property”) and the deposit of an additional good faith funds of \$150,000 into escrow, (2) the financing of the purchase of the Property pursuant to the terms and conditions set forth in that certain term sheet dated May 29, 2022 by CLI Capital, (3) the assignment of the purchase and sale agreement for the Property to a wholly owned limited liability company subsidiary of Magnolia Properties Management, Inc., and (4) the execution by the MPS CEO and Superintendent, or his designees, of such documents and instruments as may be necessary to undertake and complete the foregoing actions. D. Gonzalez seconded the motion. The board **VOTED** to approve the motion.

Roll Call

D. Gonzalez	Aye
M. Muhammedov	Aye
S. Dikbas	Absent
S. Covarrubias	Abstain
U. Yapanel	Aye

H. Approval to Sign Contract with Universal Awning to Build Three Shade Structures at MSA-Santa Ana

M.Sahin, MPS Project Manager, went over the process and the proposals received for the project. Universal Awning had previously worked with MPS for the shade structure project at MSA-1 in which staff added that they provided a great structure. He went over the area in which the shade structures will be built. M.Rowell, Elementary Principal at MSA-Santa Ana, went over the need of the shade structures to meet structural needs and to provide students and staff

appropriate shading from the weather. Board Members questions were addressed by staff.

M. Muhammedov made a motion to approve (1) the selection of Universal Awning as the vendor for the installation of three (3) shade structures at the Magnolia Science Academy Santa Ana ("MSA SA") campus and to spend up to \$110,000 (consisting of the contract amount of \$120,000 less an expected \$32,000.00 in grant money from SchoolsInAction, plus \$22,000 for contingency and permitting related costs) on said project and (2) the execution of a contract that Staff may negotiate with such vendor.

S. Covarrubias seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

S. Covarrubias	Aye
D. Gonzalez	Aye
U. Yapanel	Aye
M. Muhammedov	Aye
S. Dikbas	Absent

V. Closing Items

A. Adjourn Meeting

There being no further business to be transacted, and upon motion duly made, seconded and approved, the meeting was adjourned at 8:37 PM.

Respectfully Submitted,
S. Covarrubias

Coversheet

Approval of Minutes from MPS Regular Board Meeting - June 23, 2022

Section:	I. Opening Items
Item: June 23, 2022	G. Approval of Minutes from MPS Regular Board Meeting -
Purpose:	Approve Minutes
Submitted by:	
Related Material:	Minutes for Regular Board Meeting on June 23, 2022

APPROVED



Magnolia Public Schools

Minutes

Regular Board Meeting

Date and Time

Thursday June 23, 2022 at 6:00 PM

Location

<https://zoom.us/j/97856064990?pwd=MHhBZCtGT0xEMIZpNEZQZVJ3RDBPZz09>

Meeting ID: 978 5606 4990

Passcode: 021250

One tap mobile: +16699009128,,97856064990# US (San Jose)

Board Members:

Ms. Sandra Covarrubias, Chair

Dr. Umit Yapanel, Vice-Chair

Dr. Salih Dikbas

Ms. Diane Gonzalez

Mr. Mekan Muhammedov

Mr. Daniel Sheehan

Mrs. Esra Eldem Tunc

CEO & Superintendent:

Mr. Alfredo Rubalcava

Directors Present

D. Gonzalez (remote), D. Sheehan (remote), E. Eldem Tunc (remote), M. Muhammedov (remote), S. Covarrubias (remote), U. Yapanel (remote)

Directors Absent

S. Dikbas

Directors who left before the meeting adjourned

S. Covarrubias

I. Opening Items

A.

Call the Meeting to Order

S. Covarrubias called a meeting of the board of directors of Magnolia Public Schools to order on Thursday Jun 23, 2022 at 6:04 PM.

B. Record Attendance and Guests

Refer to attendance information recorded above.

C. Approval of Agenda

D. Gonzalez made a motion to approve the amended agenda with the removal of Action Item V J.

S. Covarrubias seconded the motion.

P.Ontiveros, General Counsel & Director of Facilities, provided context to the removal of Action Item V J.

The board **VOTED** to approve the motion.

Roll Call

M. Muhammedov	Abstain
S. Dikbas	Absent
D. Gonzalez	Aye
D. Sheehan	Aye
S. Covarrubias	Aye
E. Eldem Tunc	Aye
U. Yapanel	Aye

D. Public Comments

No public comments were made at this time.

E. Announcements from CEO & Superintendent and Board Members

A.Rubalcava, CEO & Superintendent, announced that the school year has officially ended and congratulated all the students who graduated and thanked school leadership, teachers, administrators and custodians for their work in ensuring that the schools continue to succeed. He thanked the Board Members who engaged with the educational partners at the graduations and culminations. He also welcomed D.Sheehan and E.Tunc to their first Board Meeting as official MPS Board Members. U.Yapanel, Vice-Chair, also welcomed the newest Board Members.

II. Closed Session

A. Public Announcement of Closed Session

S.Covarrubias announced that the Board will be going into closed session to discuss public employee performance evaluation for the CEO & Superintendent.

B. Public Employee Performance Evaluation (§ 54957) - Title: CEO & Superintendent

This item was discussed in Closed Session.

S. Covarrubias left at 6:48 PM.

C. Report Out of Closed Session

M.Muahammedov, announced in Open Session at 8:33pm that the Board discussed and reached a conclusion regarding the evaluation of the CEO & Superintendent and will present in Open Session during the approval item on the agenda.

III. Consent Items

A. 2022-23 Certification of Signatures Form

D. Gonzalez made a motion to approve the 2022-23 Certification of Signatures Form for Charter School Funds Distribution Authorization. Signatures will be effective July 1, 2022 through June 30, 2023. Signatories will include the CEO & Superintendent, Chief Financial Officer, Chief Operations Officer and MPS Board Members.

M. Muhammedov seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

U. Yapanel	Aye
S. Dikbas	Absent
E. Eldem Tunc	Aye
D. Sheehan	Aye
S. Covarrubias	Absent
M. Muhammedov	Aye
D. Gonzalez	Aye

B. Approval of 2022-23 MPS Board Meeting Calendar & Committee Meeting Calendar

M. Muhammedov made a motion to approve the calendar for 2022-23 Regular MPS Board Meetings and Regular MPS Board Committee Meetings.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

U. Yapanel	Aye
S. Dikbas	Absent
M. Muhammedov	Aye
E. Eldem Tunc	Aye
S. Covarrubias	Absent
D. Sheehan	Aye
D. Gonzalez	Aye

C. Approval of MPS 2022-23 Student/Parent Handbook

D. Gonzalez made a motion to approve the MPS 2022-23 Student/Parent Handbook.

M. Muhammedov seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

S. Dikbas	Absent
U. Yapanel	Aye
D. Sheehan	Aye
E. Eldem Tunc	Aye
D. Gonzalez	Aye
M. Muhammedov	Aye
S. Covarrubias	Absent

IV. Information/Discussion Items

A. Community Schools Planning Update

B.Lopez, Chief External Officer, introduced Iris Zuniga and Karina Favela-Barreras from Amanecer Consulting to provide updates regarding the work in community schools planning.

MPS partnered with Amanecer Consulting to support in the application process for the California Community Schools Partnership Program- Planning Grant. They assisted in identifying areas of strengths and needs that would align Magnolia closer to the community schools model. MSA-1,3 and 7 worked directly with Amanecer over the course of the application process. Iris and Karina presented the process of preparing for the grant and their scope of work. They provided an overview of the focus group findings and recommended logic model influenced by MPS Portrait of a Graduate, Community School Four Pillar and Community Input. They also discussed next steps.

B. Academic Updates

E.Acar, Chief Academic Officer, highlighted end of year Academic updates. Those included highlights of the graduation and promotion events held throughout the schools. W.Gray, College & Career Readiness Program and Teachers on Special Assignment Coordinator, went over the college acceptances statistics and scholarships received. He also went over the support given to non-college bound students. E.Acar, also went over the summer school information for this year which will focus on areas of learning enrichment and acceleration, credit recovery, bridge programs, social-emotional and mental health and prioritizing groups such as homeless, foster youth, SPED and English Learners. T.Lewin, Director of Math Programs, went over the NEWA MAP percentage data of students meeting growth targets and IXL data. J.Hernandez, Director of Student Services, went over the continued use and development of positive behavioral interventions and supports. E.Acar, provided information regarding service improvements and priorities for 2022-23. Board Members questions were addressed by staff.

C. Progress on Meeting Local Performance Indicators on the CA School Dashboard

D.Yilamz, Chief Accountability Officer, presented the local indicators. The state provided tools for self reflection and the schools reporting is highlighted in their reports. He provided detailed context of all seven priorities. In the Fall, the principals will submit their reflections and narratives onto the California dashboard and will become public. D.Garner, Principal at MSA-2, went over their schools indicators.

V. Action Items

A. Appointment of 2022-23 MPS Board Officers

Currently S.Covarrubias serves as the Board Chair, U.Yapanel serves as the Vice-Chair and J.Lara serves as the Board Secretary. U.Yapanel, Vice-Chair and MPS Nominating/Governance Committee Chair, provided context regarding the recommendations of appointment of officers for the 2022-23 year.

U. Yapanel made a motion to appoint Mekan Muhammedov to serve as the MPS Board Chair, Sandra Covarrubias as the MPS Vice-Chair and Jennifer Lara as MPS Board Secretary beginning June 24, 2022.

D. Gonzalez seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

M. Muhammedov Aye
E. Eldem Tunc Aye
D. Sheehan Aye
S. Dikbas Absent
S. Covarrubias Absent
U. Yapanel Aye
D. Gonzalez Aye

B. Approval of the Local Control and Accountability Plans (LCAP) for All MPS

D. Yilmaz, Chief Accountability Officer, went over the LCAP plans which were created by each school site to address their school-wide goals, annual measurable outcomes and specific actions aligned to the eight state priorities. The development of each schools LCAP was in collaboration from their educational partners and community. G.Serce, Principal at MSA-San Diego went over his LCAP plans in depth. All schools LCAP plans were presented and included. Public Hearing for these plans occurred at the June 16th Regular Board Meeting. Board Members questions were addressed

M. Muhammedov made a motion to approve the local control accountability plans (LCAPs) for all MPS.

D. Sheehan seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

D. Gonzalez Aye
U. Yapanel Aye
D. Sheehan Aye
S. Dikbas Absent
M. Muhammedov Aye
E. Eldem Tunc Aye
S. Covarrubias Absent

C. Approval of the 2022-23 Adopted Budgets for all MPS Sites & Home Office Management Fee Policy

This item was previously presented at the MPS Finance Committee Meeting. The Committee abstained from voting on this item for their recommendation to the full Board and instead motioned to have the full Board review for discussion and approval. S.Budhreja, Chief Financial Officer, detailed the MPS budget given the information from the California Governor's May revise. He went over the budget for MERF along with each school sites budget. Also presented was the CMO fee policy. Board Members questions were addressed by staff.

M. Muhammedov made a motion to approve the 2022-23 Adopted Budget and approve the Home Office Management Fee Policy for the 2022-23 fiscal year.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

E. Eldem Tunc Aye
D. Sheehan Aye
U. Yapanel Aye
S. Covarrubias Absent
M. Muhammedov Aye
D. Gonzalez Aye
S. Dikbas Absent

D.

Approval of the 2023-23 MPS Master List of Contracts for the 2022-23 Fiscal Year

This item was presented previously at the MPS Finance Committee Meeting with their recommended approval. S.Budhraj, Chief Financial Officer, went over the background on approving ongoing contracts that exceed bid threshold guidelines. Those guidelines are noted in the MPS Financial Policies which include contracts that exceed \$90,000 to include vendors that have maintained agreements with MPS annually or over the years. The annual contracts have been incorporated into the adopted budget for the 2022-23 year.

M. Muhammedov made a motion to approve Annual Contracts for the 2022-2023 Fiscal Year.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

U. Yapanel	Aye
E. Eldem Tunc	Aye
S. Dikbas	Absent
D. Gonzalez	Aye
S. Covarrubias	Absent
M. Muhammedov	Aye
D. Sheehan	Aye

E. Approval of the Education Protection Act (EPA) Resolution for the 2022-23 School Year

S.Budhraj, Chief Financial Officer, went over EPA resolution as a component of LCFF funding. He provided historical background of what the education protection act is intended to do. He added that in accordance to California Education Code, it is a requirement to adopt a resolution annually as part of receipt for Local Control Formula Funding. He provided a breakdown by each school site.

D. Gonzalez made a motion to approve the Resolution for the Education Protection Act (EPA) for the 2022-2023 year.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

U. Yapanel	Aye
S. Covarrubias	Absent
D. Gonzalez	Aye
S. Dikbas	Absent
D. Sheehan	Aye
M. Muhammedov	Aye
E. Eldem Tunc	Aye

F. Approval of Expanded Learning Opportunities Program (ELO-P) Plans for MSA-1, 2, 3, 4, 5, 6, 7,8 ,Santa Ana and San Diego

A verbal correction was made that MSA-4 is not included in this approval. E.Acar, Chief Academic Officer, presented the expanded learning opportunities program (ELO-P) plans. It provides funding for afterschool and summer school enrichment programs for kindergarten through sixth grade. The MPS ELOP Task Force team lead the efforts and created plans on how to utilize the new funds. He discussed the feedback received by students, staff and parents. He also discussed general recommendations made from the MPS Academic team and the need for a

possible ELOP Coordinator/Director. Board members questions were addressed by staff.

U. Yapanel made a motion to approve the the Expanded Learning Opportunities Program (ELO-P) Plans for MSA-1, 2, 3, 5, 6, 7, 8, Santa Ana and San Diego.

D. Sheehan seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

M. Muhammedov	Aye
E. Eldem Tunc	Aye
S. Dikbas	Absent
D. Gonzalez	Aye
D. Sheehan	Aye
U. Yapanel	Aye
S. Covarrubias	Absent

G. Approval of Updated MPS Health and Safety Policy and Injury and Illness Prevention Program (“IIPP”) COVID-19 Addendum

D.Hajmeirza, Director of Human Resources, presented the updated Health and Safety Policy and IIPP Addendum which reflects recent guidelines from CDC, CDPH and other county public health officials. Updates included COVID-19 testing and reporting, exposure management policy and the use of face coverings.

D. Gonzalez made a motion to approve the updated MPS Health & Safety Policy alongside the Injury Illness Prevention Program COVID-19 addendum.

D. Sheehan seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

D. Sheehan	Aye
S. Covarrubias	Absent
D. Gonzalez	Aye
S. Dikbas	Absent
E. Eldem Tunc	Aye
U. Yapanel	Aye
M. Muhammedov	Aye

H. Approval of AdHoc Committee to Evaluate and Approve Discrete Facilities Projects for MSA-1, MSA-Santa Ana & MSA-San Diego

This item was brought to the MPS Audit/Facilities Committee Meeting with their recommended approval. P.Ontiveros, General Counsel & Director of Facilities, mentioned that MPS has multiple capital projects in the works. Instead of calling for multiple Special Board Meetings, it was proposed to have the Board appoint an Ad Hoc Committee to approve of these projects. No members were recommended at the Committee Meeting, the Board will designate some members. Board Members discussed and will appoint the MPS Audit/Facilities Committee Board Members: M.Muhammedov & D.Gonzalez to the Ad Hoc Committee in addition to D.Sheehan.

U. Yapanel made a motion to amend the existing motion and to approve the appointment of an ad hoc committee consisting of M.Muhammedov, D.Gonzalez and D.Sheehan to review and approve capital improvement projects immediately after the appointment of an ad hoc committee through the MPS Board’s first regular meeting in August 2022.

D. Gonzalez seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

D. Gonzalez	Aye
-------------	-----

Roll Call

S. Dikbas Absent
D. Sheehan Aye
U. Yapanel Aye
M. Muhammedov Aye
S. Covarrubias Absent
E. Eldem Tunc Aye

I. Approval of CLI Capital as a Lender to Magnolia Educational & Research Foundation (MERF)

This item was brought to the MPS Audit/Facilities Committee Meeting with their recommended approval. M.Muhammedov, Board Member & MPS Audit/Facilities Chair, reported out of the committee's discussion. He added that CLI Capital will be acting on behalf of MERF for funding purposes and for the current projects that require funding such as the 7111 Winnetka Ave. project. P.Ontiveros, General Counsel & Director of Facilities, added that MPS is not obligated to use them for any particular transaction. Each transaction would be evaluated and weighed on a case by case basis.

M. Muhammedov made a motion to approve CLI Capital ("CLI") as a lender to MPS and its affiliates for such projects and purposes as MPS's CEO and Superintendent, CFO, and other C-Team staff members may deem necessary and appropriate and in the best interests of MPS and its affiliates.

D. Gonzalez seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

E. Eldem Tunc Aye
D. Sheehan Aye
M. Muhammedov Aye
S. Covarrubias Absent
S. Dikbas Absent
U. Yapanel Aye
D. Gonzalez Aye

J. Election of Board Members to Magnolia Properties Management, Inc

This item was removed during the approval of agenda.

K. Approval of CEO Comparable Compensation Data

As to the next item regarding approval of the CEO/Superintendent's employment contract, it is a requirement by law to indicate, prior to any vote on the contract, that the CEO/Superintendent's contract provides the following: 1. The contract is effective July 1, 2022 and provides an annual salary of \$248,500. 2. Standard health benefits as are provided to certificated employees. Also adding that the annual salary is wholly in keeping with the compensation comparability study the Board has received.

M. Muhammedov made a motion to approve the compensation comparability study for the CEO & Superintendent position of Magnolia Public Schools.

U. Yapanel seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

D. Gonzalez Aye
S. Dikbas Absent
S. Covarrubias Absent
E. Eldem Tunc Aye

Roll Call

D. Sheehan Aye
M. Muhammedov Aye
U. Yapanel Aye

L. Approval of CEO Metrics, Evaluation Measures, and Contract Renewal

M.Muhammedov, Board Member, discussed similarly what was previously mentioned in the item before this. The CEO Metrics will go for Board approval at a later Regular Board Meeting for further discussions.

D. Gonzalez made a motion to approve the CEO & Superintendent's contract effective July 1, 2022 and will approve the 2022-23 CEO Metrics at a later Regular Board Meeting.

D. Sheehan seconded the motion.

The board **VOTED** to approve the motion.

Roll Call

S. Covarrubias Absent
M. Muhammedov Aye
E. Eldem Tunc Aye
U. Yapanel Aye
S. Dikbas Absent
D. Gonzalez Aye
D. Sheehan Aye

VI. Closing Items

A. Adjourn Meeting

There being no further business to be transacted, and upon motion duly made, seconded and approved, the meeting was adjourned at 11:00 PM.

Respectfully Submitted,
M. Muhammedov

Coversheet

Approval of MPS Teaching Assignments per EdCode (“EC”) 44258.3

Section:	III. Consent Items
Item: 44258.3	A. Approval of MPS Teaching Assignments per EdCode (“EC”)
Purpose:	Vote
Submitted by:	
Related Material:	MPS Teaching Assignments per EdCode 44258.3.pdf



Board Agenda Item #	III A: Consent Items
Date:	July 14, 2022
To:	Magnolia Public Schools - Board of Directors
From:	Alfredo Rubalcava, CEO & Superintendent
Staff Lead:	Derya Hajmeirza, Director of Human Resources
RE:	Approval of MPS Teaching Assignments per EdCode ("EC") 44258.3

Proposed Board Recommendation

The MPS Ed Code Panel recommends that the Magnolia Public Schools Board approves the listed academic teaching assignments for the listed teacher per EC 44258.3.

Background

California EC 44358.3 allows for local education agencies to grant teachers with a preliminary or clear credential to teach subject matters outside of their credential subject area by submitting a petition with supporting documentation demonstrating competency. During the August 2021 Board of Directors meeting, the EC 44358.3 procedures and process was presented and approved.

During the June 2022 Board of Directors meeting, the list of teachers were approved to teach academic assignments for the 2022-23 school year.

Eligible MPS teachers interested to teach subject matters outside of their credential subject have submitted their petitions to the school principals. The school principals reviewed/signed the petition and forwarded it to the established MPS Ed Code panel for determination of the teachers' subject matter knowledge. Upon review of all available information, the panel made their decision on the petition(s) and notified the principal of their decision. The chosen teacher for the assignment is listed in the attachment below and submitted for the review and approval of the MPS Board of Directors prior to the beginning of the assignment.

Purpose:

The purpose of the policy is to approve teaching assignments on an annual, renewable basis so that courses will be taught by approved educators. This will:

1. reduce the number of misassignments in CALPADS,
2. allow for the schools to utilize their existing teaching staff to fill open positions rather than relying on substitutes, and

3. allow for the continued professional growth of our staff who would like to broaden their teaching experience.

Scope:

The scope of the practice applies to all MPS school sites.

Budget Impact: No additional impact to site budgets.

Attachment:

[Approved Assignments EC 44258.3](#)



**Approved Assignments
EC 44258.3**

School District Name and Number: **Magnolia Public Schools**

The following assignments have been approved by the Subject Matter Panel:

The assignment is for one year and must be approved PRIOR to the start of the assignment. If this is an extension of the original subject matter approval, the district and the teacher have consented to the extension.

School	Teacher	SEID	Subject	Start date of assignment (2022-2023)	Date approved by Subject Matter Panel
Magnolia Science Academy Santa Ana	Zehra Mercan	2550160317	FL Science, Biology, Chemistry, Physics	August 2022	June 12, 2022

Coversheet

Approval of Findings to Conduct Virtual Meetings Pursuant to AB 361/Government Code Section 54953

Section: IV. Action Items
Item: A. Approval of Findings to Conduct Virtual Meetings Pursuant
to AB 361/Government Code Section 54953
Purpose: Vote
Submitted by:
Related Material: AB 361 Findings (Magnolia Public Schools) (July 14).pdf



Board Agenda Item #	IV A: Action Item
Date:	July 14, 2022
To:	Magnolia Public Schools – Board of Directors
From:	Alfredo Rubalcava, CEO & Superintendent
Staff Lead:	Alfredo Rubalcava, CEO & Superintendent
RE:	Approval of Findings to Conduct Virtual Meetings Pursuant to AB 361/Government Code Section 54953

Proposed Board Recommendation

I move for the Magnolia Public Schools Board of Directors to adopt the findings relating to the ability of the MPS Board and all MPS Committees to conduct meetings due to teleconference during the State of Emergency, in reference to AB 361/Government Code Section 54953.

Introduction

In September 16, 2021, Governor Newsom signed executive order Assembly Bill (AB) 361 into law which gives local agencies, included local educational agencies (LEA) governing boards, flexibility in conducting public meetings virtually during a declared state of emergency. While AB 361 offers flexibilities similar to the expiring Executive Order N-29-20, there are some key difference in regards to public comment and meeting operations.

In order for Magnolia Public Schools (MPS) Board Meetings to trigger the AB 361 teleconferencing provisions, any of the following circumstances must follow:

- The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing
- The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining by majority vote whether, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees
- The legislative body holds a meeting during a proclaimed state of emergency and has determined by majority vote that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees

Requirements under this new law include; notice of the meeting and post agendas as the Brown Act requires on our MPS websites and school sites; allow public to access the meeting and give notice for how the public can access the

meeting; include in the agenda an opportunity for all persons to attend via call-in or internet-based service; provides opportunity for the public to offer comment in the real time; provide public comment period; conduct meetings in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the board; in an event of a disruption that prevents MPS from broadcasting the meeting or prevents members of the public from offering public comment, the meeting must stop and no action can be taken until access is restored.

MPS Board of Directors must make the following findings every 30 days by majority vote in order to continue utilizing the bills teleconferencing provisions which include:

- The legislative body has reconsidered the circumstances of the state of emergency
- Any of the following circumstances exist:
 - The state of emergency continues to directly impact the ability of the members to meet safely in person
 - State or local officials continue to impose or recommend measures to promote social distancing

Background

In March 2021, Governor Newsom issued Executive Order N-29-20, which, among other things, temporarily suspended certain Brown Act teleconference meeting requirements for as long as public health agencies have imposed or recommended social distancing measures, as the COVID-19 pandemic has made them unsafe. AB 361 will sunset January 1, 2024.

Budget Implications

N/A

Exhibits (Attachments):

- Board Findings pursuant of Government Code 54953(e)(3)



EACH THIRTY DAYS THEREAFTER FOR BOARD OF DIRECTORS & COMMITTEES

Magnolia Public Schools

Magnolia Public Schools findings pursuant to Government Code Section 54953(e)(3)

The Magnolia Public Schools Board of Directors has reconsidered the circumstances of the State of Emergency declared by the Governor on March 4, 2020, and finds the State of Emergency continues to directly impact the ability of the Directors to meet safely in person and/or that State or local officials continue to impose or recommend measures to promote social distancing.

DATE: July 14, 2022

VOTE

AYE:

NOES:

ABSENT:

BOARD SECRETARY: _____

Coversheet

Approval of Current Magnolia Educational & Research Foundation Conflict of Interest Code & Conflict of Interest Policy & Authorization to Submit 2022 Multi-County Agency Biennial Notice

Section: IV. Action Items
Item: B. Approval of Current Magnolia Educational & Research
Foundation Conflict of Interest Code & Conflict of Interest Policy & Authorization to
Submit 2022 Multi-County Agency Biennial Notice
Purpose: Vote
Submitted by:
Related Material:
Conflict of Interest Code & Conflict of Interest Policy Approval.pdf



Board Agenda Item #	IV B: Action Item
Date:	July 14, 2022
To:	Magnolia Public Schools – Board of Directors
From:	Alfredo Rubalcava, CEO & Superintendent
Staff Lead:	Alfredo Rubalcava, CEO & Superintendent
RE:	Conflict of Interest Code & Conflict of Interest Policy Approval

Proposed Board Motion

I move that the Board approve the current Magnolia Educational & Research Foundation Conflict of Interest Code approved by the Fair Political Practices Commission on November 1, 2017 & Conflict of Interest Policy as it is with no changes and to submit the Biennial Notice to the Fair Political Practices Commission (FPPC).

Introduction

The Political Reform Act requires every multi-county agency to review its conflict of interest code biennially and notify the Fair Political Practices Commission (FPPC) as to whether or not Magnolia Educational & Research Foundation dba Magnolia Public Schools code needs to be amended.

Background

The FPPC approved of Magnolia Educational & Research Foundation's dba Magnolia Public Schools Conflict of Interest Code in November 1, 2017 which became effective on December 1, 2017. Since then MPS has been following this code. Legal counsel, Young, Minney, & Corr, LLP, identified that our current code is complaint and the FPPC has the 2017 Conflict of Interest Code on file.

Analysis

As a means of proactive governance, the Conflict of Interest Code and Policy will always be taken to the Board to review before any submissions of amendments are taken to the FPPC for their approval. As it stands, no immediate

amendments are required for 2022, and given the Board's approval we will submit the 2022 Biennial Notice due in October 2022 to inform the FPPC that MPS current Conflict of Interest Code still stands as is.

Budget Implications

No budget implications for this report.

Exhibits (Attachments):

- Magnolia Educational & Research Foundation Conflict of Interest Code
- Conflict of Interest Policy
- 2022 Multi-County Agency Biennial Notice

MAGNOLIA EDUCATIONAL & RESEARCH FOUNDATION
CONFLICT OF INTEREST CODE

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations §18730) that contains the terms of a standard conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendices, designating positions and establishing disclosure categories, shall constitute the conflict of interest code for the **Magnolia Educational & Research Foundation. (MERF)**

Individuals holding designated positions shall file statements of economic interests with the **MERF**, which will make the statements available for public inspection and reproduction (Government Code § 81008). All statements will be retained by **MERF**.

**APPENDIX A
DESIGNATED POSITIONS**

<u>Designated Positions</u>	<u>Disclosure Category</u>
Members of the Governing Board	1, 2
Corporate Officers (e.g., CEO/President, CFO/Treasurer, Secretary)	1, 2
Chief External Officer	1, 2
Regional Director – South	1, 2
Regional Director – North	1, 2
Chief Operations Officer	1, 2
Chief Academic Officer	1, 2
Chief Accountability Officer	1, 2
Principals	3
Consultants/New Positions	*

*Consultants/New Positions shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code, subject to the following limitation:

The CEO/President or designee may determine in writing that a particular consultant or new position, although a “designated position,” is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant’s or new position’s duties and, based upon that description, a statement of the extent of disclosure requirements. The CEO/President or designee’s determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code (Government Code § 81008).

APPENDIX B DISCLOSURE CATEGORIES

Category 1

Designated positions assigned to this category must report:

- a. Interests in real property located in whole or in part within a two-mile radius of:
 - The Los Angeles Unified School District, the Santa Ana Unified School District, or the San Diego Unified School District, or
 - Any facility utilized by MERF's charter schools, or
 - A proposed site for a MERF facility.
- b. Investments and business positions in business entities, or sources of income (including gifts, loans, and travel payments) that engage in the purchase or sale of real property or are engaged in building construction or design.

Category 2

Designated positions assigned to this category must report:

- a. Investments and business positions in business entities or sources of income (including receipt of gifts, loans, and travel payments) that are contractors engaged in the performance of work or services, or sources that manufacture, sell, repair, rent or distribute school supplies, books, materials, school furnishings or equipment of the type to be utilized by MERF.

Category 3

Designated positions assigned to this category must report:

- a. Investments and business positions in business entities or sources of income (including receipt of gifts, loans, and travel payments) that are contractors engaged in the performance of work or services, or sources that manufacture, sell, repair, rent or distribute school supplies, books, materials, school furnishings or equipment of the type to be utilized by the designated position's department. For the purpose of this category a Principal's department is his/her entire school.

This is the last page of the conflict of interest code for **Magnolia Educational & Research Foundation**.



CERTIFICATION OF FPPC APPROVAL

Pursuant to Government Code Section 87303, the conflict of interest code for **Magnolia Educational & Research Foundation** was approved on 11/11 2017. This code will become effective on 12/1 2017.

A handwritten signature in blue ink, appearing to read "B. Lau", written over a horizontal line.

Brian G. Lau
Senior Commission Counsel
Fair Political Practices Commission

MAGNOLIA EDUCATIONAL & RESEARCH FOUNDATION
CONFLICT OF INTEREST POLICY

I. PURPOSE

The purpose of this Conflict of Interest Policy (“Policy”) is to protect Magnolia Educational & Research Foundation’s (“Charter School”) interests when it is contemplating entering into a transaction or arrangement that might benefit the private interest of an officer or director of the Charter School. This Policy is intended to supplement, but not replace, (i) any applicable state and federal laws governing conflicts of interest applicable to California public charter schools; and (ii) the Charter School’s Conflict of Interest Code, adopted pursuant to the Political Reform Act (Government Code Section 81000 *et seq.*), including the exhibits attached thereto.

II. DESIGNATED EMPLOYEES

Employees of this Charter School, including members of the Board of Directors (“Board”) and candidates for election and/or appointment to the Board, who hold positions that involve the making or participation in the making, of decisions that may foreseeably have a material effect on any financial interest, shall be “designated employees.” The designated positions are listed in “Appendix A,” which is hereby incorporated by reference, attached to the Charter School’s Conflict of Interest Code.

III. DISQUALIFICATION

No designated employee shall make, participate in making, or try to use his/her official position to influence any Charter School decision which he/she knows or has reason to know will have a reasonably foreseeable material financial effect, distinguishable from its effect on the public generally, on the official or a member of his or her immediate family.

IV. MANNER OF DISQUALIFICATION

A. Non-Board Member Designated Employees

When a non-Board member designated employee determines that he/she should not make a decision because of a disqualifying interest, he/she should submit a written disclosure of the disqualifying interest to his/her immediate supervisor. The supervisor shall immediately reassign the matter to another employee and shall forward the disclosure notice to the Charter School Principal who shall record the employee’s disqualification. In the case of a designated employee who is head of an agency, this determination and disclosure shall be made in writing to his/her appointing authority.

B. Board Member Designated Employees

Board members shall disclose a disqualifying interest at the meeting during which consideration of the decision takes place. After disclosure of the disqualifying interest and all material facts, he/she shall leave the Board meeting while the determination of a conflict of interest is discussed and voted upon. The remaining board members shall decide if a conflict of interest exists.

This disclosure shall be made part of the Board's meeting minutes. The Board meeting minutes shall include the names of the persons who disclosed or otherwise were found to have a disqualifying interest in connection with an actual or possible conflict of interest, the nature of the disqualifying interest, any action taken to determine whether a conflict of interest was present, and the Board's decision as to whether a conflict of interest in fact existed.

The Board member shall refrain from participating in the decision in any way (i.e. the Board member with the disqualifying interest shall refrain from voting on the matter and influencing or attempting to influence the vote on the matter) and comply with any applicable provisions of the Charter School bylaws.

2022 Multi-County Agency Biennial Notice

Name of Agency: _____

Mailing Address: _____

Contact Person: _____ Phone No. _____

Email: _____ Alternate Email: _____

Counties within Jurisdiction, or for Charter Schools, Counties in which the School is Chartered:
(if more space is needed, include an attachment):

No. of Employees* _____ No. of Form 700 Filers* _____

**Including board and committee members*

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency’s code includes disclosure by those agency officials who make or participate in making governmental decisions.

Please identify which statement accurately describes your agency’s status.

- This agency has reviewed its conflict of interest code. The current code designates all positions which make or participate in making governmental decisions. The designated positions are assigned accurate disclosure categories that relate to the job duties of the respective positions. The code incorporates FPPC regulation 18730 so that all relevant Government Code Sections are referenced.
- This agency has reviewed its conflict of interest code and has determined that an amendment is necessary. An amendment may include the following:
 - New positions which involve the making or participating in the making of decisions which may foreseeably have a material impact on a financial interest
 - Current designated positions need renaming or deletion
 - Statutorily required provisions of the code need to be addressed
 - Disclosure categories need revision

Verification (to be completed if no amendment is required)

This multi-county agency’s code accurately designates all positions that make or participate in the making of governmental decisions. The disclosure assigned to those positions accurately requires that all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding designated positions are reported. The code includes all other provisions required by Government Code Section 87302.

Signature of Chief Executive Officer

Date

All multi-county agencies must complete and return this notice, including those agencies whose codes are currently under review. Please return this notice no later than **October 3, 2022** to the FPPC at biennialnotice@fppc.ca.gov or 1102 Q Street, Suite 3000, Sacramento, CA 95811.

Coversheet

Renewal of One MPS Board Membership

Section:	IV. Action Items
Item:	C. Renewal of One MPS Board Membership
Purpose:	Vote
Submitted by:	
Related Material:	Board Membership Renewal.pdf



Board Agenda Item #	IV C: ActionItem
Date:	July 14, 2022
To:	Magnolia Public Schools - Board of Directors
From:	Alfredo Rubalcava, CEO & Superintendent
Staff Lead:	Alfredo Rubalcava, CEO & Superintendent
RE:	MPS Board Membership Renewal

Proposed Board Motion

I move that the board approve the membership renewal for Ms. Sandra Covarrubias for a 5-year term beginning August 10, 2022 through August 9, 2027.

Introduction

- Per the MPS Bylaws:
 - The number of directors shall be no less than three (3) and no more than eleven (11)
 - The Board of Director/s commits to designating at least one (1) director who resides in each county where this corporation operates a charter school
 - There should be a director representing parents at all times
 - Each director shall hold office for five (5) years and until a successor director has been designated and qualified
 - The terms of directors shall be staggered, this is maintained as directors are appointed to fill vacant seats at the expiration of each staggered term.

Background

- Ms. Covarrubias is currently serving her first term which began August 11, 2017 and ends August 10, 2022.

Budget Implications

- There are no budget implications

Exhibits (attachments):

- None

Coversheet

Approval of CalSHAPE Ventilation Grant Resolution for MSA-1 (Resolution #20220714-01)

Section: IV. Action Items
Item: D. Approval of CalSHAPE Ventilation Grant Resolution for
MSA-1 (Resolution #20220714-01)
Purpose: Vote
Submitted by:
Related Material: CalSHAPE Ventilation Grant Resolution for MSA-1.pdf



Board Agenda Item #	IV D: Action Item
Date:	July 14, 2022
To:	Magnolia Public Schools – Board of Directors
From:	Alfredo Rubalcava, CEO & Superintendent
Staff Lead:	Patrick Ontiveros, Director of Facility and General Counsel Mustafa Sahin, Facility Project Manager
RE:	CalSHAPE Ventilation Grant Resolution for MSA-1 (Resolution #20220714-01)

Proposed Board Motion

I recommend for the Board to approve Resolution #20220714-01 to authorize Magnolia Science Academy-1 to accept the ventilation grant from the California Energy Commission to implement a CalSHAPE Program project.

Background

California Energy Commission’s California Schools Healthy Air, Plumbing, and Efficiency (CalSHAPE) Program provides grants to local educational agencies (LEA), that includes school districts, charter schools, and regional occupational programs, to fund the assessment, maintenance, and repair of ventilation systems, installation of carbon dioxide monitors, and replacement of noncompliant plumbing fixtures and appliances. Staff submitted the application for ventilation grant in May 2022, the amount is \$90,492.00. We received the Notice of Proposed Award for Magnolia Science Academy on June 30, 2022. The board of the LEA must pass a resolution to accept the award.

Budget Implications

- None

Exhibits (Attachments):

- Project estimate



ESTIMATE

License Number# 1082952

Peak West Plumbing
 19 Buttonwood
 Irvine, California 92614
 United States

Mobile: 9496364118

BILL TO
Magnolia Science Academy
 Mustafa Sahin
 18238 Sherman Way
 Reseda , California 91335
 United States

(213) 628-3634
 msahin@magnoliapublicschools.org

Estimate Number: 1015
Estimate Date: May 26, 2022
Expires On: May 26, 2022

Grand Total (USD): \$75,410.00

Items	Quantity	Price	Amount
Unit Maintenance ECTION 1. SERVICES PROVIDED UNDER AGREEMENT 1. Air Conditioner, Heater, and Thermostat Semi-Annual Preventative Maintenance Service. (1 per year) A. Inspect all covered equipment and perform preventative maintenance services Including, but not limited to, Check system refrigerant level and operating pressures Check system for refrigerant leaks Clean Condenser and Evaporator coils Clean primary and secondary condensate drain pans Add antifoulant tablets to condensate drain pan * Replace or clean air filter per manufacturer B. Furnish all materials and labor required to perform maintenance service. C. Advise customer or His/Her representative when equipment shut down is required for other than normal service System Overview Filtration System Ventilation Rate Economizer Operation Demand-Control Ventilation Air Distribution and Building Pressure General Maintenance Operational Controls CO2 Monitoring	67	\$716.4179	\$48,000.00
Filter Counts Replace Air filters	112	\$20.00	\$2,240.00



ESTIMATE

License Number# 1082952

Peak West Plumbing
19 Buttonwood
Irvine, California 92614
United States

Mobile: 9496364118

Items	Quantity	Price	Amount
CO2 Monitors Install new Co2 Monitors Non-dispersive Infrared (NDIR) Carbon Dioxide Sensor w/ LCD Display, Duct Mount	28	\$598.9285	\$16,770.00
Labor Hours Install, replace the air filters Hourly Rate \$150.00	40	\$150.00	\$6,000.00
Assessment Report Assessment report will include the followings, System Overview Filtration System Ventilation Rate Economizer Operation Demand-Control Ventilation Air Distribution and Building Pressure General Maintenance Operational Controls CO2 Monitoring	16	\$150.00	\$2,400.00
Timing Estimate start date 08/01/2022 estimate completion date 07/31/2023	1	\$0.00	\$0.00
		Total:	\$75,410.00
		Grand Total (USD):	\$75,410.00

Notes / Terms

PEAK WEST PLUMBING shall be excused from any delay or failure in performance required hereunder if caused by reason of any occurrence or contingency beyond its reasonable control, including, but not limited to, acts of God, acts of war, fire, insurrection, strikes, lock-outs or other serious labor disputes, riots, earthquakes, floods, explosions or other acts of nature.

Limitation of Liability

The Client acknowledges and agrees that PEAK WEST PLUMBING will not be liable for any losses or damages, whether indirect, incidental, special or consequential, in profits, goods or services, irrespective of whether or not the Client has been advised or otherwise might have anticipated the possibility of such loss or damage.

No Guarantee

The client acknowledges and agrees PEAK WEST PLUMBING cannot guarantee the results or effectiveness of any of the services rendered or to be rendered. Rather, services shall be executed in a professional manner and in accordance with good industry practice. Best efforts will be used but no results are promised.

Respectfully, Peak wets plumbing


CALIFORNIA ENERGY COMMISSION
 Home (/Default.aspx)
  Manage (/Dashboard.aspx)
  Application (/Applications/Dashboard.aspx)
  Contact Us (/Contact.aspx)

Site Project **Magnolia Science Academy** **Appl. Ref.:** **Ventilation-1** **TIER 1** **Status:** **NOPA Issued**
 District:

[Application Main](#) [Application Sites](#) [Site Main](#) [Site Project Costs](#)

Ventilation Pathway Selection

Q1. Are all of the HVAC systems at this site scheduled for replacement within the next two years? Yes No

Q2. Does this site have limited or no mechanical ventilation? (If only certain classrooms and/or buildings lack ventilation, the answer would be 'no') Yes No

Pathway Selection : Pathway 1 - HVAC Assesment & Maintenance maximum award is based on the number of HVAC system units at the site [$\$10000 + (\$1000 \times \text{Number of Units})$], \$600 per unit CO2 Monitor Costs and \$75 per filter unit. The total grant award includes a contingency fund of 20% of the total Requested Funding amount.

Number of Classrooms at this site Total count of all CO2 monitors cannot exceed the Number of Classrooms.

	A & M	Filters	Monitors	Contingency (20%)	Total
Project Cost	\$50,400.00	\$8,240.00	\$16,770.00		\$75,410.00
Requested Funding	\$50,400.00	\$8,240.00	\$16,770.00	\$15,082.00	\$90,492.00

Assessment & Maintenance		Filters	CO2 Monitors		
	Labor Rate	Labor Hours	Labor Cost	Estimated Materials Cost	Category Total Cost
Assess / Adjust / Maintenance	\$150.00	320	\$48,000.00	\$0.00	\$48,000.00
Assessment Report	\$150.00	16	\$2,400.00	\$0.00	\$2,400.00
Total A & M Costs					\$50,400.00
Total Other Funds <i>Other Funding offsetting A & M Costs</i>					\$0.00
Net A & M Costs					\$50,400.00
Number of Units for A & M	<input type="text" value="67"/>	Max Award	<i>(\$10K + \$1K per unit)</i>		\$77,000.00
Requested Funding <i>Lesser of Net A & M Costs or Max Award</i>					\$50,400.00

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Coversheet

Approval of CalSHAPE Ventilation Grant Resolution for MSA-7 (Resolution #20220714-02)

Section: IV. Action Items
Item: E. Approval of CalSHAPE Ventilation Grant Resolution for
MSA-7 (Resolution #20220714-02)
Purpose: Vote
Submitted by:
Related Material: CalSHAPE Ventilation Grant Resolution for MSA-7.pdf



Board Agenda Item #	IV E: Action Item
Date:	July 14, 2022
To:	Magnolia Public Schools – Board of Directors
From:	Alfredo Rubalcava, CEO & Superintendent
Staff Lead:	Patrick Ontiveros, Director of Facility and General Counsel Mustafa Sahin, Facility Project Manager
RE:	Approval of CalSHAPE Ventilation Grant Resolution for MSA-7 (Resolution #20220714-02)

Proposed Board Motion

I recommend for the Board to approve Resolution #20220714-02 to authorize Magnolia Science Academy-7 to accept the ventilation grant from the California Energy Commission to implement a CalSHAPE Program project.

Background

California Energy Commission's California Schools Healthy Air, Plumbing, and Efficiency (CalSHAPE) Program provides grants to local educational agencies (LEA), that includes school districts, charter schools, and regional occupational programs, to fund the assessment, maintenance, and repair of ventilation systems, installation of carbon dioxide monitors, and replacement of noncompliant plumbing fixtures and appliances. Staff submitted the application for ventilation grant in May 2022, the amount is \$37,080.00. We received the Notice of Proposed Award for Magnolia Science Academy on June 30, 2022. The board of the LEA must pass a resolution to accept the award.

Budget Implications

- None

Exhibits (Attachments):

- Project estimate



ESTIMATE

License Number# 1082952

Peak West Plumbing
19 Buttonwood
Irvine, California 92614
United States

Mobile: 9496364118

BILL TO
Magnolia Science Academy 7
Mustafa Sahin

msahin@magnoliapublicschools.org

Estimate Number: 1012**Estimate Date:** May 25, 2022**Expires On:** August 25, 2022**Grand Total (USD): \$31,695.00**

Items	Quantity	Price	Amount
Unit Maintenance SECTION 1. SERVICES PROVIDED UNDER AGREEMENT 1. Air Conditioner, Heater, and Thermostat Semi-Annual Preventative Maintenance Service. (1 per year) A. Inspect all covered equipment and perform preventative maintenance services Including, but not limited to, Check system refrigerant level and operating pressures Check system for refrigerant leaks Clean Condenser and Evaporator coils Clean primary and secondary condensate drain pans Add antifoulant tablets to condensate drain pan * Replace or clean air filter per manufacturer B. Furnish all materials and labor required to perform maintenance service. C. Advise customer or His/Her representative when equipment shut down is required for other than normal service System Overview Filtration System Ventilation Rate Economizer Operation Demand-Control Ventilation Air Distribution and Building Pressure General Maintenance Operational Controls CO2 Monitoring	11	\$1,750.00	\$19,250.00
Filter Counts Replace Air filters	44	\$20.00	\$880.00



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19 Buttonwood
Irvine, California 92614
United States

Mobile: 9496364118

Items	Quantity	Price	Amount
CO2 Monitors Install, replace new Co2 Monitors Non-dispersive Infrared (NDIR) Carbon Dioxide Sensor w/ LCD Display, Duct Mount	11	\$615.00	\$6,765.00
Labor Hours Install, replace air filter Hourly Rate \$150.00	20	\$150.00	\$3,000.00
Assessment Report Assessments Report includes following System Overview Filtration System Ventilation Rate Economizer Operation Demand-Control Ventilation Air Distribution and Building Pressure General Maintenance Operational Controls CO2 Monitoring	12	\$150.00	\$1,800.00
Timing Estimate start date 08/01/2022 estimate completion date 07/31/2023	1	\$0.00	\$0.00
		Total:	\$31,695.00
		Grand Total (USD):	\$31,695.00

Notes / Terms

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Preventing Maintenance

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Magnolia Science Academy 7 (R2)

District:
 Magnolia Science Academy 7
 Appl. Ref.:
 TIER 1
 Status:

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Ventilation Pathway Selection

Q1. Are all of the HVAC systems at this site scheduled for replacement within the next two years?
 Yes No

Q2. Does this site have limited or no mechanical ventilation? (If only certain classrooms and/or buildings lack ventilation, the answer would be 'no')
 Yes No

Pathway Selection : Pathway 1 - HVAC Assesment & Maintenance maximum award is based on the number of HVAC system units at the site [$\$10000 + (\$1000 \times \text{Number of Units})$], \$600 per unit CO2 Monitor Costs and \$75 per filter unit. The total grant award includes a contingency fund of 20% of the total Requested Funding amount.

Number of Classrooms at this site:
 Total count of all CO2 monitors cannot exceed the Number of Classrooms.

	A & M	Filters	Monitors	Contingency (20%)	Total
Project Cost	\$21,050.00	\$3,880.00	\$6,765.00		\$31,695.00
Requested Funding	\$21,000.00	\$3,300.00	\$6,600.00	\$6,180.00	\$37,080.00

Assessment & Maintenance	Filters	CO2 Monitors			
	Labor Rate	Labor Hours	Labor Cost	Estimated Materials Cost	Category Total Cost
Assess / Adjust / Maintenance	\$150.00	115	\$17,250.00	\$2,000.00	\$19,250.00
Assessment Report	\$150.00	12	\$1,800.00	\$0.00	\$1,800.00
Total A & M Costs					\$21,050.00
Total Other Funds <i>Other Funding offsetting A & M Costs</i>					\$0.00
Net A & M Costs					\$21,050.00
Number of Units for A & M	<input type="text" value="11"/>	Max Award	<i>(\$10K + \$1K per unit)</i>		\$21,000.00
Requested Funding <i>Lesser of Net A & M Costs or Max Award</i>					\$21,000.00

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Coversheet

Approval of CalSHAPE Ventilation Grant Resolution for MSA-Santa Ana (Resolution #20220714-03)

Section: IV. Action Items
Item: F. Approval of CalSHAPE Ventilation Grant Resolution for
MSA-Santa Ana (Resolution #20220714-03)
Purpose: Vote
Submitted by:
Related Material: CalSHAPE Ventilation Grant Resolution for MSA-Santa Ana.pdf



Board Agenda Item #	IV F: Action Item
Date:	July 14, 2022
To:	Magnolia Public Schools – Board of Directors
From:	Alfredo Rubalcava, CEO & Superintendent
Staff Lead:	Patrick Ontiveros, Director of Facility and General Counsel Mustafa Sahin, Facility Project Manager
RE:	Approval of CalSHAPE Ventilation Grant Resolution for MSA-Santa Ana (Resolution #20220714-03)

Proposed Board Motion

I recommend for the Board to approve Resolution #20220714-03 to authorize Magnolia Science Academy-Santa Ana to accept the ventilation grant from the California Energy Commission to implement a CalSHAPE Program project.

Background

California Energy Commission's California Schools Healthy Air, Plumbing, and Efficiency (CalSHAPE) Program provides grants to local educational agencies (LEA), that includes school districts, charter schools, and regional occupational programs, to fund the assessment, maintenance, and repair of ventilation systems, installation of carbon dioxide monitors, and replacement of noncompliant plumbing fixtures and appliances. Staff submitted the application for ventilation grant in May 2022, the amount is \$91,632.00. We received the Notice of Proposed Award for Magnolia Science Academy on June 30, 2022. The board of the LEA must pass a resolution to accept the award.

Budget Implications

- None

Exhibits (Attachments):

- Project estimate



ESTIMATE

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 19 Buttonwood
 Irvine, California 92614
 United States

Mobile: 9496364118

BILL TO
Magnolia Science Academy Santa Ana
 Mustafa Sahin
 2840 W 1st St,
 Santa Ana, California 92703
 United States

213) 628-3634
 msahin@magnoliapublicschools.org

Estimate Number: 1014

Estimate Date: May 26, 2022

Expires On: August 26, 2022

Grand Total (USD): \$76,360.00

Items	Quantity	Price	Amount
Unit Maintenance ECTION 1. SERVICES PROVIDED UNDER AGREEMENT 1. Air Conditioner, Heater, and Thermostat Semi-Annual Preventative Maintenance Service. (4 per year) A. Inspect all covered equipment and perform preventative maintenance services Including, but not limited to, Check system refrigerant level and operating pressures Check system for refrigerant leaks Clean Condenser and Evaporator coils Clean primary and secondary condensate drain pans Add antifoulant tablets to condensate drain pan * Replace or clean air filter per manufacturer B. Furnish all materials and labor required to perform maintenance service. C. Advise customer or His/Her representative when equipment shut down is required for other than normal service System Overview Filtration System Ventilation Rate Economizer Operation Demand-Control Ventilation Air Distribution and Building Pressure General Maintenance Operational Controls CO2 Monitoring	36	\$1,100.00	\$39,600.00
CO2 Monitors Install new Co2 Monitors Non-dispersive Infrared (NDIR) Carbon Dioxide Sensor w/ LCD Display, Duct Mount	36	\$590.00	\$21,240.00



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Irvine, California 92614
United States

Mobile: 9496364118

Items	Quantity	Price	Amount
Filter Counts Replace Air filters	176	\$20.00	\$3,520.00
Labor Hours Install, replace air filters Hourly Rate \$150.00	60	\$150.00	\$9,000.00
Timing Estimate start date 08/01/2022 estimate completion date 07/31/2023	0	\$0.00	\$0.00
Assessment Report Assessment Report will include the followings System Overview Filtration System Ventilation Rate Economizer Operation Demand-Control Ventilation Air Distribution and Building Pressure General Maintenance Operational Controls CO2 Monitoring	20	\$150.00	\$3,000.00
Total:			\$76,360.00
Grand Total (USD):			\$76,360.00

Notes / Terms

PEAK WEST PLUMBING shall be excused from any delay or failure in performance required hereunder if caused by reason of any occurrence or contingency beyond its reasonable control, including, but not limited to, acts of God, acts of war, fire, insurrection, strikes, lock-outs or other serious labor disputes, riots, earthquakes, floods, explosions or other acts of nature.

Limitation of Liability

The Client acknowledges and agrees that PEAK WEST PLUMBING will not be liable for any losses or damages, whether indirect, incidental, special or consequential, in profits, goods or services, irrespective of whether or not the Client has been advised or otherwise might have anticipated the possibility of such loss or damage.

No Guarantee

The client acknowledges and agrees PEAK WEST PLUMBING cannot guarantee the results or effectiveness of any of the services rendered or to be rendered. Rather, services shall be executed in a professional manner and in accordance with good industry practice. Best efforts will be used but no results are promised.

Respectfully, Peak wets plumbing


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Site Project **Magnolia Science Academy Santa Ana (R2)**
 District: Appl. Ref.: TIER Status:

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Ventilation Pathway Selection —

Q1. Are all of the HVAC systems at this site scheduled for replacement within the next two years? Yes No

Q2. Does this site have limited or no mechanical ventilation? (If only certain classrooms and/or buildings lack ventilation, the answer would be 'no') Yes No

Pathway Selection : Pathway 1 - HVAC Assesment & Maintenance maximum award is based on the number of HVAC system units at the site [$\$10000 + (\$1000 \times \text{Number of Units})$], \$600 per unit CO2 Monitor Costs and \$75 per filter unit. The total grant award includes a contingency fund of 20% of the total Requested Funding amount.

Number of Classrooms at this site Total count of all CO2 monitors cannot exceed the Number of Classrooms.

	A & M	Filters	Monitors	Contingency (20%)	Total
Project Cost	\$42,600.00	\$12,520.00	\$21,240.00		\$76,360.00
Requested Funding	\$42,600.00	\$12,520.00	\$21,240.00	\$15,272.00	\$91,632.00

Assessment & Maintenance		Filters	CO2 Monitors		
	Labor Rate	Labor Hours	Labor Cost	Estimated Materials Cost	Category Total Cost
Assess / Adjust / Maintenance	\$150.00	220	\$33,000.00	\$6,600.00	\$39,600.00
Assessment Report	\$150.00	20	\$3,000.00	\$0.00	\$3,000.00
Total A & M Costs					\$42,600.00
Total Other Funds <i>Other Funding offsetting A & M Costs</i>					\$0.00
Net A & M Costs					\$42,600.00
Number of Units for A & M	<input type="text" value="36"/>	Max Award	<i>(\$10K + \$1K per unit)</i>		\$46,000.00
Requested Funding <i>Lesser of Net A & M Costs or Max Award</i>					\$42,600.00

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