

RESOLUTION NO. 039 - 21/22

INTENTION TO PROVIDE PRELIMINARY NOTIFICATIONS TO EMPLOYEES DUE TO A REDUCTION
OF PARTICULAR KINDS OF SERVICES

WHEREAS, the Governing Board of the Livermore Valley Joint Unified School District has determined that it may be necessary to reduce or discontinue the following particular kind of services of the District no later than the beginning of the 2022-2023 school year and the following certificated positions be reduced or discontinued for the 2022-2023 school year.

WHEREAS, the following particular services are to be reduced or discontinued not later than the beginning of the following school year:

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|----|-----------------------------------|--------|
| 1. | Elementary Science Specialists | 15 FTE |
| 2. | Teachers on Special Assignment | 4 FTE |
| 3. | Secondary Single Subject Teachers | 8 FTE |

WHEREAS, the Board has determined that the foregoing services constitute a particular kind of service (PKS) within the meaning of Education Code 44955;

WHEREAS, it is the opinion of this Board that it is in the best interest of this District that 27 FTE certificated employees of the District be reduced pursuant to the adopted order of employment;

WHEREAS, the Governing Board of the Livermore Valley Joint Unified School District further has determined that, as between employees who first rendered paid service to the District on the same date, the order of termination listed on the seniority list has been based solely on the needs of the District and the students thereof, except in the case of a tie;

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Livermore Valley Joint Unified School District as follows:

That due to a potential reduction or discontinuance of particular kinds of services pursuant to California Education Code 44955, the maximum legally permitted number of certificated employees of the District not be reemployed for the 2022-2023 school year as provided herein.

That the Superintendent, or designee, is directed to give preliminary Notices of Recommendation not to Re-employ in accordance with the provisions of the California Education Code 44949 and 44955 to the appropriate certificated employees pursuant to Section 44955.

BE IT FURTHER RESOLVED that the action of this Board shall not, in any way be considered to prejudice the rights of the certificated employees to whom notice will be given as to the Board's consideration of the hearing officer's proposed decision in the event a hearing is requested by any employee.

PASSED AND ADOPTED BY the Governing Board of the Livermore Valley Joint Unified School District on this 1st day of March, 2022, by the following vote:

AYES: Bueno_____Prusso_____Guzmán_____Wang_____White_____

NOES: Bueno_____Prusso_____Guzmán_____Wang_____White_____

ABSTENTIONS: Bueno_____Prusso_____Guzmán_____Wang_____White_____

ABSENT: Bueno_____Prusso_____Guzmán_____Wang_____White_____

Clerk of the Board of Education
Livermore Valley Joint Unified School District of
Alameda County and Contra Costa County,
State of California