

ALAMEDA COUNTY BOARD OF EDUCATION

AGENDA: VOL. XXVII, NO. 9

CLOSED SESSION: Board Meeting, March 12, 2013 – 5:00 p.m.

OPEN SESSION: Board Meeting, March 12, 2013 – 6:30 p.m.

MEETING LOCATION:

313 W. Winton Avenue
Hayward, CA 94544
510-887-0152
www.acoe.org

CALL TO ORDER: Time: _____ p.m.

ROLL CALL: President Cerrato absent Vice-President Rivera (President Pro Tem) _____
Trustee Berrick _____ Trustee Knowles _____ Trustee McDonald _____
Trustee McWilson _____ Trustee Sims _____

CLOSED SESSION

| ITEM | DESCRIPTION | SUPERINTENDENT'S RECOMMENDATION |
|--|--|---------------------------------|
| Interdistrict Transfer Appeal: IDT #57-BA-12/13 | The Board will hear and take action on the interdistrict transfer appeal: This matter will be heard in <i>closed session</i> . (Att. 1) MOTION: _____ AYES: _____ NOES: _____ SECOND: _____ ABST: _____ | |

REGULAR BOARD MEETING AGENDA

Any member of the public may comment on agenda items, as each item is presented. Individuals wishing to address the Board need to complete a Speaker Card located at the entrance to the meeting room and provide it to the recording secretary prior to the start of the meeting. Speakers are asked to limit their comments to two minutes each, and the Board President may limit the amount of discussion time for any one agenda item.

| ITEM | DESCRIPTION | SUPERINTENDENT'S RECOMMENDATION |
|----------------------------|----------------------|---------------------------------|
| SALUTE TO THE FLAG: | Pledge of Allegiance | |

Times indicated are estimates and may change at the Board's discretion.

| ITEM | DESCRIPTION | SUPERINTENDENT'S RECOMMENDATION |
|---|--|---------------------------------|
| <p>MISSION STATEMENT:</p> | <p>Provide, promote and support leadership and service to ensure the success of Every Child...in Every School... Every Day!</p> | |
| <p>1. Report from President Pro Tem Rivera on Board decisions made in closed session</p> | <p>President Cerrato will report on the Board decisions on the following Interdistrict Transfers:</p> | |
| <p>2. Introduction of Resource and Development Team Teresa Kapellas, Executive Director, Administrative Services</p> | <p>New staff members for the Resource Development Office, Cynthia Wasko and Jenny Lam, will be introduced to the Board.</p> | <p>INFORMATION</p> |
| <p>3. Public Comments <i>[as close to 7:15 p.m. as possible]</i></p> | <p>This part of the meeting provides an opportunity for the public to address the Board of Education on items that are not listed on the Agenda. Comments are welcome; however, the Board is prohibited by law from having a discussion with the speaker(s) during this segment of the meeting. Board members may respond briefly, refer an item to staff, or ask clarifying questions. Individuals wishing to address the Board need to complete a Speaker Card located at the entrance to the meeting room and provide it to the recording secretary prior to the start of the meeting. Speakers are asked to limit their comments to two minutes each, and the Board President may limit the amount of comment and discussion time.</p> | <p>INFORMATION</p> |
| <p>4. FAME Public Charter School – Revocation Review Teresa Kapellas, Executive Director, Administrative Services & Gail Greely, Charter School Director</p> | <p>The Board will hear a report from ACOE staff regarding the status of the implementation of corrective action at FAME Public Charter School. <i>(Att. 2)</i></p> <ul style="list-style-type: none"> A. Staff presentation of auditor reports and recommendations. B. That the Board take action on the revocation process against FAME Public Charter School to either: | <p>INFORMATION/ ACTION</p> |

| ITEM | DESCRIPTION | SUPERINTENDENT'S RECOMMENDATION |
|---|--|---------------------------------|
| | <p>1) terminate the revocation process and continue the monitoring provided for in Addendum #1 to the Memorandum of Understanding; or,</p> <p>2) proceed to issue a Notice of Intent to Revoke pursuant to Education Code §47607, based on a finding that FAME has failed to comply with the terms of the Addendum.</p> <p>MOTION: _____ AYES: _____</p> <p>SECOND: _____ NOES: _____</p> <p>ABST: _____</p> | |
| <p>5. Charter School Update Teresa Kapellas, Executive Director, Administrative Services</p> | <p>The Charter Schools Office staff will present a brief update on current activities. <i>(Att. 3)</i></p> | <p>INFORMATION</p> |
| <p>6. Project E.A.T. [Educate. Act. Thrive.] Christine Boynton</p> | <p>Project EAT has been a contracted partner of California Department of Public Health's program Network for a Healthy California for the last six years. Brief overview of the program, milestones, and current funding status will be provided to the Board.</p> | <p>INFORMATION</p> |
| <p>7. Personnel Actions Movetia Salter, Chief Human Resources Officer</p> | <p>Personnel update and employment related actions from the preceding month will be presented to the Board. <i>(Att. 4)</i></p> | <p>INFORMATION</p> |
| <p>8. Consent Agenda – General Matters:</p> <p>A. Minutes of the February 12, 2013 Board Meeting</p> <p>B. Resolution No. 1937</p> <p>C. Resolution No. 1940</p> | <p>A. Consider approval of the Minutes from the February 12, 2013 Regular Board Meeting. <i>(Att. 5)</i></p> <p>B. Consider approval of Resolution No. 1937: Board Stipend Increase <i>(Att. 6)</i></p> <p>C. Consider approval of Resolution No. 1940: Women's History Month <i>(Att. 7)</i></p> | <p>ACTION</p> |

| ITEM | DESCRIPTION | SUPERINTENDENT'S RECOMMENDATION |
|---|--|---------------------------------|
| <p>D. Resolution No. 1941</p> <p>E. Public Education Service Award (PESA) for Malissa Shriver</p> <p>F. Public Education Service Award (PESA) for Bernadine Dutra</p> <p>G. Temporary County Certificates</p> | <p>D. Consider approval of Resolution No. 1941: Art IS Education Month (<i>Att. 8</i>)</p> <p>E. Consider approval of a PESA for Malissa Shriver in appreciation for her years of service on the California Alliance for Arts Education policy board. (<i>Att. 9</i>)</p> <p>F. Consider approval of a PESA for Bernadine Dutra in appreciation for her years of service through One Child. (<i>Att. 10</i>)</p> <p>G. Board will take action regarding approving issuance of Temporary County Certificates. (<i>Att. 11</i>)</p> <p>MOTION: _____ AYES: _____</p> <p>SECOND: _____ NOES: _____</p> <p>ABST: _____</p> | |
| <p>9. Policy and Legislation Committee Report – First Reading</p> | <p>The Board will take action to approve/deny the following Board policy for the FIRST READING:</p> <ul style="list-style-type: none"> • BP 1312.3 Uniform Complaint Procedures (<i>Att. 12</i>) <p>MOTION: _____ AYES: _____</p> <p>NOES: _____</p> <p>SECOND: _____ ABST: _____</p> <ul style="list-style-type: none"> • BP 0420.4(A) Charter Schools Policy (<i>Att. 13</i>) <p>MOTION: _____ AYES: _____</p> <p>NOES: _____</p> <p>SECOND: _____ ABST: _____</p> | <p>ACTION</p> |
| <p>10. Williams Uniform Complaints Quarterly Report</p> | <p>Report to the Board and document that no complaints have been filed for schools operated by ACOE in regards to the Williams Uniform Complaints for the period of November, 2012 – January, 2013. (<i>Att. 14</i>)</p> | <p>INFORMATION</p> |
| <p>11. Alameda County Office of Education</p> | <p>Presentation on the status of the state budget and ACOE’s Second Interim Report – FY</p> | <p>ACTION</p> |

Times indicated are estimates and may change at the Board's discretion.

| ITEM | DESCRIPTION | SUPERINTENDENT'S RECOMMENDATION |
|---|---|---|
| <p>(ACOE) Second Interim Report – FY 2012/2013</p> | <p>2012/2013.</p> <p>The Board will review and approve ACOE’s Second Interim Report – FY 2012/2013. <i>(Att.15-Binder)</i></p> <p>MOTION: _____ AYES: _____ NOES: _____</p> <p>SECOND: _____ ABST: _____</p> | |
| <p>12. Items from the Board</p> | <p>Board members will discuss the status of their activities and possible topics of interest to the Board and the general public.</p> | <p>INFORMATION</p> |
| <p>13. President’s Report</p> | <p>The President will discuss the status of her activities and possible topics of interest to the Board and the general public.</p> | <p>INFORMATION</p> |
| <p>14. Items from the Secretary</p> | <p>The Superintendent, as the Secretary to the Board, will present topics of interest to the Board and the general public.</p> <ul style="list-style-type: none"> ➤ CDE Tobacco-Free School District Certificate of Recognition for ACOE | <p>INFORMATION</p> |
| <p>15. Adjournment</p> | <p><i>Adjourn the meeting (Time: _____ p.m.)</i></p> <p>Visit www.acoe.org/board to view live webcasts of regular Board Meetings.</p> | <p>Next Meeting: Regular Meeting April 9, 2013 at 6:30 p.m.</p> |

All materials related to an item on this Agenda distributed to the Board of Education within 72 hours of the meeting are available for public inspection at the front desk of the Alameda County Office of Education at 313 W. Winton Avenue, Hayward, California at the time they are distributed. For inquiries, please contact the Superintendent’s Office at 510-670-4145.



ALAMEDA COUNTY OFFICE OF EDUCATION
SHEILA JORDAN, SUPERINTENDENT
313 WEST WINTON AVE. • HAYWARD, CA 94544-1136
www.acoe.org

Memorandum No. 10992

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Teresa Kapellas, Executive Director, Administrative Services
RE: Resource Development Office Introductions

Background:

New staff members for the Resource Development Office, Cynthia Wasko and Jenny Lam, will be introduced to the Board.

Action Requested:

None. Informational item.

Attachments:

None.



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Memorandum No. 10993

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Teresa Kapellas, Executive Director, Administrative Services
RE: FAME Public Charter School – Revocation Review

Background:

The Alameda County Board of Education issued a Notice of Violation to FAME Public Charter School on April 23, 2012 addressing three major areas of non-compliance: instructional staff, instructional program, and governance structure. Serious concerns were also identified with respect to FAME's financial and operational viability. FAME replied to the Notice of Violation on May 23, 2012, and again on June 11, 2012, having been granted an extension to provide supplemental evidence. Following discussions between ACOE Staff and FAME leadership, the Board took action on June 26, 2012 to discontinue the revocation process contingent on FAME's full implementation of identified corrective actions, including a Written Action Plan for the educational program. The Board's action was memorialized in Addendum #1 to the Memorandum of Understanding with FAME.

Among the conditions of Addendum #1 are two reports related to FAME's progress: a thorough assessment of FAME's 6-month progress toward implementing the charter's educational program, and an audit of compliance with the charter and major areas of law. The two reports are provided for your review.

Action Requested:

That the Board take action on the revocation process against FAME Public Charter School to either 1) terminate the revocation process and continue the monitoring provided for in Addendum #1 to the Memorandum of Understanding; or 2) to proceed to issue a Notice of Intent to Revoke pursuant to Education Code §47607, based on a finding that FAME has failed to comply with the terms of the Addendum.

Attachments:

Assessment of FAME's Educational Program and Action Plan Implementation
Audit of Charter Compliance
Sample Motions
Proposed Notice of Intent to Revoke (*Att. 2*)

TK/kk

[Click here](#) to view attachments.



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Memorandum No. 10994

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Teresa Kapellas, Executive Director, Administrative Services
RE: ACOE Charter Schools Office Update

Background:

The Alameda County Board of Education and Superintendent have a variety of statutory duties under the California Charter Schools Act, including review of charter school petitions and oversight of existing charter schools authorized by the County Board. The Charter Schools Office staff will present a brief update on current activities related to those responsibilities.

Action Requested:

Information only; no action requested.

Attachments:

ACOE Charter Schools Update for March 4, 2013
(Att. 3)

Alameda County Office of Education

Charter Schools Update

March 4, 2013

COUNTY AUTHORIZED CHARTER SCHOOLS

ALL SCHOOLS:

- Student Accountability Report Card (SARC) and Annual Report of Activities for ACOE-authorized charters were due in February. 4 of 6 required SARCs are posted and 4 of 6 Annual Reports have been submitted. Yu Ming and Creative are late; new schools UMCS and Lazear are not required to report.

INDIVIDUAL SCHOOLS:

Aspire California College Prep Academy / California Academy (K-5, 9-12)

- Charter renewal approved February 12th
- Revised MOU, to incorporate Board conditions, sent to Policy Committee on March 1st
- Aspire plans to submit a petition to OUSD to separately charter ACA as a K-5 on March 13th, with a decision expected on May 8th

Community School for Creative Education (K-4)

- OUSD Superintendent has now occupied non-school space in the building, due OUSD 2nd Ave. flooding
- Credential issues for newly-hired resolved; credential information submitted to ACOE late and incomplete
- Disclosure protocol clarified for “anonymous” short-term loan to the school from the director’s mother
- Attended governing board meeting; generally well-run; good questions from board members

EFC’s Cox Academy (K-5)

- No pending issues

EFC’s Lazear Academy (K-6)

- No pending issues

Envision Academy of Arts and Technology (9-12)

- Issues of concern at facilities inspection on January 29th have been addressed; air quality tested and found satisfactory when ventilation system is in operation
- SBE agenda for March 14th includes Advisory Commission on Charter Schools recommendation to continue monitoring of school performance and not revoke (Note: all recommendations to SBE were for continued monitoring except for a school in Monterey that has a revocation currently pending)

FAME Public Charter School (K-12; IS)

- Curriculum auditor Barbara Wagner presented her completed report to the FAME governing board on February 28th; County Board members McDonald and Berrick (arrived late) were present for her presentation; review found mixed results – most areas showed progress, very little fully implemented
- Compliance audit almost complete – requested documents received, personnel and student files reviewed, board history chronicled; writing underway and results also mixed – complying with mechanics, such as Brown Act notices, but overall poor governance and management
- Complaint received January 22nd re: changes in board membership; investigated and discussed with board president on January 24th; corrective action not taken on February 2nd as stated; additional letter sent; no corrective action at FAME board’s February 28th meeting; no formal response yet
- Complaint about credits given for incomplete high school courses resolved; students will get “I” grade and have three (3) options for completing the work; priority given to supporting this year’s seniors

- Complaint about alleged “kickbacks” to Board President/CEO being investigated; waiting for two phone follow-ups; to date nothing suspicious – expect to close investigation
- SBE meeting of March 14th will address FAME’s funding for non-classroom program; current agenda item recommends 100% funding for the minimum period of 2-years (12-13 and 13-14); it became apparent at the ACCS meeting that CDE was late making these determinations and wasn’t sure how to apply its own criteria, given the impact of multiple years of revenue deferrals (i.e., the recommendation had nothing to do with the actual merits of FAME’s position)
- FAME response to comments on First Interim concurs with noted problems; identifies that SB 740 facilities funding for 12-13 will be far short of budgeted (\$80,000 for San Leandro site only, rather than a total of \$570,000 budgeted); monitoring FAME action to claim funds for San Leandro (not sure it will work); close attention will be paid to impact as reflected in Second Interim
- Follow-up to facilities inspection visit (Kearney) completed; issued identified have been addressed
- Became aware last week that FAME had opened a service center in Berkeley for the Independent study program on February 5th without prior approval from the County Board (material amendment, per the terms of the MOU); FAME has been notified and has submitted a material amendment request to add both the Berkeley site and a service center in Walnut Creek; action steps are public hearing within 30 days of submission (April 9th) and decision within 60 days (May 14th)

Yu Ming Charter School (K-2)

- School has moved into new space; major issues identified in pre-opening safety visit have been addressed; Certificate of Occupancy unavailable for the site, which has been in continuous use as a school since the 1930’s (Catholic school)

Urban Montessori Charter School

- No pending issues

CHARTER SCHOOL PETITIONS IN PROCESS

- Notification from East Oakland Leadership Academy High School that it will appeal OUSD’s denial of its renewal petition; appeal needs to be submitted by March 15th; public hearing within 30 days of submission (April 9th) and decision within 60 days (May 14th)
- Pending with Districts – Hayward charter renewals
 - Leadership Public Schools – Hayward (high school); likely to be renewed
 - Golden Oaks Montessori (elementary); likely to be renewed
- Per Sup’s request, communication attempted with representative of the Sikh community seeking to start a charter school in New Haven Unified; contacted directly and through California Charter School Assoc.

OTHER CHARTER SCHOOL ACTIVITY

- Oakland Unified’s board issued a Notice of Intent to Revoke the charters (3) of American Indian Model Schools at its January 23rd meeting (vote was 6 to 1). Public hearing held February 27th; final decision whether to revoke to be made on March 20th. Current AIMS leadership attempting to terminate business relationships with Chavis, according to news reports. If OUSD revokes, AIMS may appeal to the County Board within 30 days of OUSD’s final decision.
- Work on report covering all charter schools in Alameda County continues; data analysis completed; writing and formatting next.

UPCOMING CHARTER SCHOOL REPORTING DEADLINES

- Second Interim financial reports for ACOE-authorized charter schools are due to the charter office by March 13th.



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Memorandum No. 10995

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Christine Boynton, EdD, Director, Project E.A.T.
RE: **Project EAT (Educate. Act. Thrive.) – Funding Changes**

Background

Project EAT has been a contracted partner of California Department of Public Health's program Network for a Healthy California for the last six years. Due to the Healthy Hunger Free Kids Act of 2010, CDPH has reallocated the funding to Local Health Departments based on potential Cal Fresh eligible population. This change eliminates current funding for Project EAT. Project EAT is pursuing other funding at this time.

FUNDING SOURCE(S) / FISCAL IMPACT: Elimination of 30 FTE in certificated (13 FTE) and classified (18 FTE)

Action Requested

None requested. Information only.

Attachment

None



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Memorandum No. 10996

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Movetia Salter, Chief Human Resources Officer
RE: **Personnel Actions**

Background

Employment related actions from the preceding month. CHRO Salter will give an Personnel update to the board.

Action Requested

None requested. Information only.

Attachment

Classified Action reports
(Att. 4)

MS/kk

Alameda County Office of Education
Human Resources Division
313 West Winton Avenue, Hayward, CA 94544-1198

**Classified Personnel Actions
Jan 01, 2013 - Feb 01, 2013**

| Action | Department | Date | Range/Step |
|--|-----------------------------|---|--------------------------|
| Appointments: | | | |
| Probationary - | | | |
| Sally Capitulo-Ramon Sr. Secretary | Foster Youth Services | 01/09/2013 | Range 13 CSEA Step 4 |
| Fred Frazier III Youth Development Specialist | Educational Services | 01/14/2013 | Range 19 CSEA Step 1 |
| Katrina King Admin. Assist. (Confidential) | Superintendent Office | 01/17/2013 | Range 12 CONF Step 3 |
| Limited Term - | | | |
| Tahitia Dean Substitute Retro1/24 AcctgSp II | Internal Business Services | 02/01/2013 - 04/12/2013 NTE 6 months | Range 16 CSEAH Step 1 |
| Denita Elliott IA JCS | Assessment & Accountability | 02/01/2013 - 06/20/2013 NTE 6 months or until the vacant position is filled | Range 12 CSEAH Step 1 |
| Paul Paulson SUB Press Op | Graphic Communications | 02/01/2013 - 06/30/2013 NTE 6 months or until the vacant position is filled | Range 14 CSEAH Step 1 |
| Substitute - | | | |
| Lucy Arevalo Site Secty Sub BAC | Juvenile Court Schools | 01/02/2013 - 06/30/2013 NTE the authorized absence of the employee | Range 13 CSEA Step 1 |
| Terminations: | | | |
| Voluntary Termination - | | | |
| Resignation | | | |
| Christopher Gadd Instructional Assistant-JCS | Butler Academic Center | 01/26/2013 | Range 12 CSEA Step 2 |



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Memorandum No. 10997

Meeting Date: March 12, 2013

TO: Alameda County Board of Education

FROM: Sheila Jordan, Superintendent

RE: Approval of Minutes

Background

The Board will receive and approve minutes of the February 12, 2013 board meeting

Action Requested

Review and approve minutes of the February 12, 2013 board meeting

Attachment

Minutes of the February 12, 2013 board meeting
(Att. 5)

ALAMEDA COUNTY BOARD OF EDUCATION

Meeting Location: Alameda County Office of Education
313 W Winton Avenue, Hayward, CA 94544

Unadopted Minutes of the Board Meeting of February 12, 2013

Vol. XXVII No. 08

| | |
|---|---|
| Presiding | President Cerrato opened the meeting at 6:32 p.m. |
| Roll Call | Conducted by Assoc. Supt. Karen Monroe in Superintendent Jordan’s absence: All Trustees Present: Yvonne Cerrato, Joaquin Rivera, Marlon McWilson, Aisha Knowles, Fred Sims, Eileen McDonald, Ken Berrick Absent: None |
| Flag Salute | Led by Trustee Knowles |
| Mission Statement | Trustee Knowles read the ACOE mission statement into the record. |
| Item # 1: Black History Month Student Presentation | Assoc. Supt. Monroe introduced the two student performers: <ul style="list-style-type: none"> • Nakayla Johnson (student @ San Leandro High Social Justice Academy) True meaning of black history month • Tyrese Johnson (graduate of Oakland Technical H.S. - student @ St. Mary’s College) Spoken word |
| Item # 2: Presentation by Project EAT, Tennyson High Farm Master Plan – Slideshow & Presentation of Certificates <i>Craig McKinley, Coordinator Physical Education</i> | Introduced by Christine Boyton. Overview of project provided by Craig McKinley. Awards for time and commitment to project presented to: <ul style="list-style-type: none"> • Robert “Bob” Sakai (Hayward Rotary) • George Pacheco (Pacheco Landscape Co.) • Mark Yin (Greenridge Studio/ Landscape Architect) Commended by Trustee Sims who attended the Health Festival |
| Item # 3: Presentation by Student Wellness & Safety Programs – Infographics <i>Janine Saunders, School Health and Safety Manager, & Josephine Young, Program Specialist</i> | Introduced by Assoc. Supt. Monroe Janine Saunders and Josephine Young were accompanied by two members of TUPE Youth Advisory Board, Su-Lin Terhell (senior @ Castro Valley High) and Tyler Tookies (student @ San Lorenzo High) Questions/ Comments made by the Board: <ul style="list-style-type: none"> • Trustee Sims – Please encourage parents to not purchase toy weapons. • Trustee McWilson – Please add Board to list of communications for participation in future events/ monthly mtgs/ confs. • Pres. Cerrato – We are looking to further our partnership with Health/ Safety Awareness. |
| Item # 4: Public Comments | None. |
| Item # 5: Consent Agenda A.Minutes of the | Trustee Berrick motioned to approve Consent Agenda. |

| | |
|--|---|
| <p>January 15, 2013 Board Meeting B. Temporary County Certificates C. Assembly Bill 39 (Support Letter) D. Assembly Bill 48 (Support Letter)</p> | <p>Trustee McWilson seconded. Motion unanimously approved 7-0.</p> |
| <p>Item # 6: Determination Hearing – Aspire County-wide Benefit Charter Renewal Petition</p> | <p>Trustee Berrick excused himself due to possible conflict of interest. Current term of use expires 6/2013. Aspire requesting a renewal of K-12 charter. Teresa Kapellas and Gail Greely of ACOE, along with Elise Darwish of Aspire addressed questions and concerns by the Board Board pointed out several items of concern and failure of Aspire to comply with previous MOU. Public comments related to this Item allowed for 2 min per speaker: -Miriam Vasquez VP Rivera motioned to approve the renewal petition on the following conditions: 1. Petitioners will address the deficiencies as enumerated in the Staff Analysis Report. 2. A final MOU that addressing the issues raised this evening is submitted by April 9th. Trustee Knowles seconded. Yes: Trustee McDonald, Trustee Sims, Trustee Knowles, Trustee McWilson, Vice President Rivera, President Cerrato Nos: None Abstain: Trustee Berrick Item 6 was approved unanimously 6-0.</p> |
| <p>BREAK</p> | <p>8:38 p.m. – 8:49 p.m.</p> |
| <p>Item # 7: Charter School Update <i>Teresa Kapellas, Executive Director, Administrative Services & Gail Greely, Charter School Director</i></p> | <p>Ms. Kapellas presented an update of ACOE charter schools</p> <ul style="list-style-type: none"> • Extended discussion ensued on the status of FAME charter school and the suspended revocation proceedings. Determination of next steps for FAME will be made at March meeting. • Trustee McDonald would like to continue to receive this report. • VP Rivera requested an annual update on demographics of charter schools and a review of Charter policies to ensure they are updated within 30 days (tentatively by March 7th for the next Policy Committee meeting). • Trustee Berrick invited ACOE to bring forth any legislative issues related to charters (currently under review by CCBE & CSBA). • March update will include Compliance Audit findings and report on all ACOE and district charters. • Consideration of re-scheduling March meeting so Pres. Cerrato can be in attendance. |
| <p>Item #8: CSBA Delegate Election</p> | <p>Nominate Richard Asadorian for CSBA delegate. Trustee McDonald motioned to approve. Trustee McWilson seconded. Unanimously approved 7-0.</p> |

| | |
|--|--|
| <p>Item #9: Items from the Board</p> | <p>Activities and events were reported by the Board members: Trustee Berrick, Trustee McWilson, Trustee McDonald, Trustee Sims, Trustee Knowles, and Vice President Rivera.</p> <ul style="list-style-type: none"> • Trustee McDonald presented Trustee Knowles with a plaque for her service at the League of Volunteers (LOV) Elegant Affaire luncheon. • Vice President Rivera requested support in his campaign for a CSBA delegate on the district side. • Per the Policy Committee, the minutes should reflect the most important issues raised in a discussion and only the statements of Trustees when he/she states, "I would like the minutes to reflect...". |
| <p>Item #10: President's Report</p> | <p>President Cerrato reported on her activities and events so far in 2013. Upcoming plans and requests included:</p> <ul style="list-style-type: none"> • Work with Trustee Sims to compose a resolution to discourage the purchase of toy firearms. • Work with Trustee Berrick to tap into other sources of funding, such as the Health Department, to help address mental health and behavioral issues in kids. • Work with Board secretary to provide engraved ACOE badges and T-shirts for Board members as requested by Trustee McDonald and Trustee McWilson. • Issuing letterhead for each Board member. |
| <p>Item #11: Items from the Secretary</p> | <p>Assoc. Supt. Monroe reported on Western Association for Schools & Colleges (WASC).</p> <ul style="list-style-type: none"> • Site visit conducted on January 15th & 16th as a part of accreditation process. • Visit was positive. Awaiting more feedback. <p>Assoc. Supt. Damon Smith reported on Local Control Funding Formula Update (LCFF).</p> <ul style="list-style-type: none"> • LCFF update has been released and will be a hot topic w/n districts. • Briefings can be provided upon request. Complete report will be provided in March. |
| <p>Adjournment</p> | <p>The Board adjourned the meeting at 9:44 p.m.</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Yvonne Cerrato, Board President</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Sheila Jordan, Board Secretary</p> |



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Memorandum No. 10998

Meeting Date: March 12, 2013

TO: Alameda County Board of Education

FROM: Sheila Jordan, Superintendent

RE: Board Stipend Increase

Background:

Board Resolution No. 1937: Increases Board Members' Monthly Stipend by \$29.55 per month. This item was tabled in the November 13, 2012 meeting.

Action Requested:

Requesting Board approval of Resolution No. 1937

Attachments:

Resolution No. 1937
(Att. 6)

**Alameda County Board of Education
and
Alameda County Office of Education**

Resolution No. 1937

Increase Board's Monthly Stipend

WHEREAS, Education Code Section 1090(b) allows compensation to each member of the Alameda County Board of Education in the amount of \$590.98 per month; and

WHEREAS, Education Code Section 1090(g) allows a county board of education annually to increase the compensation of its members by up to five percent of then-current compensation; and

WHEREAS, the Alameda County Board of Education wishes to increase the compensation of its members by five percent (\$29.55) of each member's current monthly compensation.

NOW THEREFORE BE IT RESOLVED, that the Alameda County Board of Education increase the monthly compensation of each of its members by \$29.55 per month, effective October 1, 2012.

PASSED AND ADOPTED this 12th day of March, 2013 by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

Yvonne Cerrato, President
Alameda County Board of Education

Sheila Jordan, Superintendent
Alameda County Office of Education



ALAMEDA COUNTY OFFICE OF EDUCATION
SHEILA JORDAN, SUPERINTENDENT
313 WEST WINTON AVE. • HAYWARD, CA 94544-1136
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Memorandum No: 10999

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Sheila Jordan, Superintendent
RE: **Resolution No. 1940: Women's History Month**

Background

Resolution No. 1940 encourages all Alameda County School Districts and educational communities to commemorate Women's History Month, March 2013, with appropriate instructional activities to recognize the countless contributions that women have made in helping our nation achieve greatness.

This item was placed on the agenda at the request of Superintendent Jordan.

Action

The Board will consider approving Resolution No. 1940: Women's History Month - March.

Attachment

Resolution No. 1940: Women's History Month – March
(Att. 7)

**Alameda County Board of Education
and
Alameda County Superintendent of Schools**

Resolution No. 1940

**WOMEN’S HISTORY MONTH – MARCH 2013
International Women’s Day – March 8, 2013**

WHEREAS, Women of every race, class, and ethnic background have made historic contributions to the growth and strength of our nation in countless recorded and unrecorded ways; and

WHEREAS, Women continue to play a critical economic, cultural, and social role in every sphere of the nation by constituting a significant portion of the labor force working inside and outside of the home; and

WHEREAS, Women have played a unique role throughout our history by providing the majority of the nation’s volunteer labor force and were particularly important in the establishment of early charitable, philanthropic, and cultural institutions in the country; and

WHEREAS, Women have been leaders in every major progressive social change movement, not only to secure their own right of suffrage and equal opportunity but also in the abolitionist movement, the emancipation movement, the industrial labor movement, and the modern civil rights movement, which attempt to create a more fair and just society for all; and

WHEREAS, The History-Social Science Framework for California Public Schools, Kindergarten Through Grade Twelve states that the history of community, state, region, nation, and world reflect the experiences of men and women and of different racial, religious, and ethnic groups and that the study of this inclusive history be integrated at every grade level in the curriculum.

WHEREAS, March 8 is recognized each year as International Women's Day, a global day to celebrate the economic, political, and social achievements of women past, present, and future and a day to recognize the obstacles that women still face in the struggle for equal rights and opportunities; and

NOW, THEREFORE, BE IT RESOLVED, that the Alameda County Board of Education and the Alameda County Superintendent of Schools encourage all educational communities to commemorate Women’s History Month, March 2013, with appropriate instructional activities to recognize the countless contributions that women have made to help our nation achieve greatness.

PASSED AND ADOPTED this 12th day of March, 2013 by the following vote:

AYES: _____ NOES: _____ ABST: _____ ABSENT: _____

Yvonne Cerrato, President
Alameda County Board of Education

Sheila Jordan, Superintendent
Alameda County Office of Education



ALAMEDA COUNTY OFFICE OF EDUCATION
SHEILA JORDAN, SUPERINTENDENT
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Memorandum No. 11000

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Ray Cagan, Integrated Learning
RE: Resolution No. 1941: Art IS Education Month

Background:

Art IS Education Month: Every Child Is Creative, Together We Create Our World. Submitting a resolution to commemorate the role of art in education.

Action Requested:

Requesting Board approval of Resolution No. 1941

Attachments:

Resolution No. 1941
(Att. 8)

Alameda County Board of Education
and
Alameda County Office of Education

Resolution No. 1941

Art IS Education Month 2013 - Every Child is Creative: Together We Create Our World

WHEREAS, Art IS Education, marks its 13-year anniversary of supporting high quality dance, music, theater, visual art, and media arts for every child, in every school, every day in Alameda County; and

WHEREAS, this year's theme, "Every Child is Creative: Together We Create Our World," encourages a collaborative effort to inspire and share student visions of how the arts help us make positive change for ourselves, our communities and our world; and

WHEREAS, we believe the core value and purpose of education is to build a healthy, equitable society in which each individual's creativity and unique talents are encouraged, recognized and celebrated; and

WHEREAS, research shows that arts integrated educational experiences provide excellent preparation for success in school and in life by helping young people develop 21st century skills such as communication, creativity, innovation, self-discipline, persistence, problem solving, critical thought and self-reflection; and

WHEREAS, each March, hundreds of schools, school districts and community arts organizations participate in Art IS Education! through which teachers and students share with their communities what they are learning in and through the arts; and

WHEREAS, ACOE has partnered with the Alameda County Arts Commission, the Alameda County Library System, the Alameda County Sustainability Program, the Alameda County Health Care Services Agency, the Alameda County Probation Office, New Beginnings, Teaching Artists Organized, the Alameda County Service Learning Waste Reduction Program , and the Alliance for Arts Learning Leadership, as well as many other community organizations to encourage collaboration, involvement and participation to show how the arts help us all make positive change for ourselves, or communities and our world;

NOW, THEREFORE, BE IT RESOLVED that the Alameda County Board of Education and Alameda County Superintendent of Schools have taken a leadership role by convening Art IS Education 2013, celebrating 13 years of arts learning leadership and program expansion in Alameda County, involving all eighteen local school districts, arts organizations, universities, parents, corporate and civic groups, in demonstrations of arts learning to advance equitable educational opportunities for every child, every day.

PASSED AND ADOPTED this 12th day of March, 2013 by the following vote:

AYES: _____ **NOES:** _____ **ABSTAIN:** _____ **ABSENT:** _____

Yvonne Cerrato, President
Alameda County Board of Education

Sheila Jordan, Superintendent
Alameda County Office of Education



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Memorandum No. 11001

Meeting Date: March 12, 2013

TO: Alameda County Board of Education

FROM: Louise Music

RE: PESA for Malissa Shriver

Background:

PESA request for Malissa Shriver for her years of service on the California Alliance for Arts Education policy board.

Action Requested:

Requesting Board approval at the March Board meeting: to be presented in May.

Attachments:

PESA Request Form
(Att. 9)

ALAMEDA COUNTY BOARD OF EDUCATION

Request for a Public Education Service Award (PESA)

NOTE: All memorandum and back-up documentation must be submitted to the Superintendent's office by 12:00 (noon) on the Wednesday preceding the date of the Board meeting.

NAME: Louise Music _____ **DATE:** 3/1/13

DEPARTMENT: Department of Integrated Learning **EXT.** 4174

I request a PESA for the following person(s):

Malissa Shriver

The text on the PESA should read:

The Alameda County Board of Education and Superintendent of Schools wish to recognize Malissa Feruzzi Shriver for her years of service on behalf of every child's right to arts education.

In her years of service on the California Alliance for Arts Education policy board, Ms. Shriver has spoken with courage, compassion and clarity about the essential role the arts play in creating a responsive public education system and a richer and more just social and cultural landscape.

We especially appreciate her work to raise funds for arts education through California DMV's Create a State Arts Plates campaign, and in her role in the statewide CREATE CA initiative, which places arts education at the heart of urgently needed public education reform.

We join our colleagues across the Bay Area in gratitude for an uncommonly spirited, eloquent and credible advocate for arts education in every school, for every child, every day.

I will provide backup material.

Please provide backup material.

I will provide a memorandum to the Board.

Please provide a memorandum to the Board with the following text:



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Memorandum No. 11002

Meeting Date: March 12, 2013

TO: Alameda County Board of Education

FROM: Trustee Eileen McDonald

RE: PESA for Bernadine Dutra

Background:

PESA request for Bernadine Dutra for her founding and continued service through One Child.

Action Requested:

Requesting Board approval at the March Board meeting: to be presented in May.

Attachments:

PESA Request Form
(Att. 10)

EM/kk

ALAMEDA COUNTY BOARD OF EDUCATION

Request for a Public Education Service Award (PESA)

NOTE: All memorandum and back-up documentation must be submitted to the Superintendent's office by 12:00 (noon) on the Wednesday preceding the date of the Board meeting.

NAME: _Trustee Eileen McDonaled_____ **DATE:** _February 21, 2013

DEPARTMENT: Board of Education **EXT.** _4145

I request a PESA for the following person(s):

Bernadine Dutra

The text on the PESA should read:

The Alameda County Office of Education commends Bernadine Dutra for her outstanding ten-year service to the Tri-Cities communities through the "One Child" organization.

Bernadine Dutra has dedicated her adult life to the betterment of thousands of children through "One Child" – providing over 4,200 disadvantaged families with much-needed school clothes and supplies.

Ms. Dutra's role as a community leader serves as an inspiration to all on how to overcome adversity and the importance of service to others. As Bernadine often says, "helping children fills your heart". We at ACOE applaud her for her caring heart.

- I will provide backup material.
- Please provide backup material.
- I will provide a memorandum to the Board.
- Please provide a memorandum to the Board with the following text:

PESA request for Bernadine Dutra for her founding and continued service through One Child. For Board approval at the March Board meeting: to be presented in May.



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Memorandum No. 11003

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Movetia Salter, Chief Human Resources Officer
RE: **Temporary County Certificates**

Background

Education codes 44332 and 4432.5 authorize the issuance of Temporary County Certificates and the payment of warrants to individuals who hold a TCC. This section was revised as a result of SB 148 (Bergeson) and again with AB 1139 (Woodruff) in 1991.

The employer must make sure to the best of their ability that the individual meets the academic requirements for the permit prior to placing them in a position and submitting the application to the Commission. The County may issue a TCC, which allows the individual to serve in their school for up to a year while the application is being processed by the CTC.

Action Requested

The Board will take action regarding approving the issuance of the Temporary County Certificates.

Attachment

Temporary County Certificates issued YTD
Temporary County Certificates issued February, 2013
(Att. 11)

MS/kk

Alameda County
Temporary County Certificates

Through February, 2013

| District | Full Credential | | Intern | | Prov. Intern | | Short Term | | Emergency | | Waiver | | Child Dev | | CTE/Adult | |
|---------------------|-----------------|------------|----------|-----------|--------------|----------|------------|-----------|-----------|------------|----------|-----------|-----------|-----------|-----------|-----------|
| | Mo. | YTD | Mo. | YTD | Mo. | YTD | Mo. | YTD | Mo. | YTD | Mo. | YTD | Mo. | YTD | Mo. | YTD |
| ACOE | 0 | 4 | | | | | | | | | | | | | | |
| Alameda | | 11 | | | | | 0 | 3 | | 10 | | | | | | |
| Albany | 1 | 5 | | | | | | | 1 | 6 | | | | | | |
| Berkeley | 6 | 13 | | | | | 0 | 2 | | | | | 1 | 0 | 1 | |
| Castro Valley | 0 | 3 | | | | | | | 1 | 4 | 0 | 1 | | | | |
| Dublin | 0 | 4 | | | | | 0 | 1 | 2 | 6 | | | | | 0 | 1 |
| Emery | 0 | 2 | 0 | 1 | | | | | 0 | 2 | | | | | | |
| Fremont | 3 | 16 | 0 | 1 | | | 0 | 1 | 3 | 31 | | | | | 0 | 1 |
| Hayward | 1 | 22 | 1 | 1 | | | 0 | 1 | 5 | 18 | | 2 | | | | 1 |
| Livermore | | 4 | | | | | 0 | 4 | 1 | 5 | | | | | | |
| Mt. House | | | | | | | | | | | | | | | | |
| New Haven | 5 | 12 | | | | | 0 | 2 | 1 | 3 | | | | | | |
| Newark | 2 | 8 | 0 | 1 | | | 0 | 2 | 0 | 3 | 0 | 1 | | | | |
| Oakland | 8 | 83 | | 7 | | | 2 | 13 | 5 | 56 | 0 | 1 | 0 | 5 | 0 | 3 |
| Piedmont | | 2 | | | | | | | | | | | | | | |
| Pleasanton | 2 | 9 | 0 | 1 | | | 0 | 2 | 0 | 7 | | | | | | |
| San Leandro | 0 | 6 | 0 | 2 | | | 1 | 3 | 0 | 13 | 0 | 2 | | | 0 | 1 |
| San Lorenzo | 0 | 6 | 2 | 3 | | | 1 | 2 | 0 | 4 | | | | | | 1 |
| Sunol Glen | | | | | | | | | | | | | | | | |
| Non Public/Charters | 0 | 22 | | | 0 | 1 | 1 | 8 | 3 | 30 | 2 | 3 | 1 | 13 | 0 | 2 |
| Totals | 28 | 232 | 3 | 17 | 0 | 1 | 5 | 44 | 22 | 198 | 2 | 10 | 1 | 19 | 0 | 11 |

Alameda County
Temporary County Certificates

February, 2013

| Last, First | District | Credential | Type code |
|------------------------|----------|-------------------------|-----------|
| Rose, Tyrone | ALB | CLAD | E |
| Rose, Tyrone | ALB | PE | C |
| Trahan, Valerie | BERK | Soc. Sci. | C |
| Todd, Rebecca | BERK | Admin | P |
| Amos, Audrey | BERK | Mult Subj. | C |
| Amos, Audrey | BERK | Admin | P |
| Fortich, Hazelle | BERK | Admin | P |
| Montoya, Gretchen | BERK | BCLAD Spanish | C |
| Murray, Addi | CV | ASL GELAP | E |
| Principato, Kerry | CV | Health Sci. | CTE |
| Wing, Chanel | DUB | Emer CLAD appeal | E |
| Fino, Kristina | DUB | Sub Permit | E |
| Chandna, Manju | FRE | Math/Physics appeal | P |
| Kaur, Tejinderpal | FRE | Career Sub | E |
| Hounshell, Lynda | FRE | M/M & M/S | C |
| Dey, Shamita | FRE | Intro Sci. | P |
| Fryan, Cynthia | FRE | Career Sub | E |
| Seshadri, Geeta | FRE | Career Sub | E |
| Martin, Teresa | HAY | Library | E |
| Dhillon, Tanvir | HAY | Soc. Sci. GELAP | E |
| Rosing, Steven | HAY | Spanish | I |
| Shaffer, Matthew | HAY | GELAP English | E |
| Porter-Wilson, Quiana | HAY | Health Sci. | C |
| Mitchell, Tonibouvier | HAY | Library | E |
| Kelley, Mary | HAY | English, Soc. Sci GELAP | E |
| Van Arsdall, Patricia | LIV | Career Sub | E |
| Kelly, Patricia | NEW | Math | P |
| Lee, Iris | NEW | Speech/Lang. Path | P |
| Sanchez-Lobashov, Aida | NH | Clear Mult Subj. | C |
| Sanchez-Lobashov, Aida | NH | ECSE & M/M | C |
| Schroder, Rebecca | NH | English GELAP | E |
| Bragg, Kenneth | NH | Clear Library | C |
| Bragg, Kenneth | NH | Clear Mult Subj. | C |
| Banks, Legratta | NH | Clear FLGS | C |
| Beering, Frank | NPS | Math STSP | ST |
| Crum, Chelsea | NPS | Assoc. Permit | CD |
| Sabih, Huda | NPS | Emer CLAD | E |
| Barber, Michelle | NPS | Sub Permit | E |
| Hayward, Brandon | NPS | CCSD | WV |
| Farooq, Masiha | NPS | CCSD | WV |
| Smith, Robin | NPS | GELAP FL Sci/Soc. Sci. | E |
| Canton, Noah | OAK | Sub Permit | E |
| Wasko, Anya | OAK | M/M | ST |
| Stangl, Pauline | OAK | School Nurse | P |
| Burns, Tracey | OAK | Admin | P |
| Cornet, Emily | OAK | CLAD | E |
| Cornet, Emily | OAK | English & Soc. Sci. | P |
| Sarikey, Curtis | OAK | Admin | P |
| Tello Rico | OAK | BCLAD Spanish | C |
| Gordon, Allen | OAK | Career Sub | E |
| Jones, Elizabeth | OAK | Sub Permit | E |
| Horton, Christine | OAK | Sub Permit | E |
| Oya, Jessica | OAK | Physics | C |
| Li, Kitty | OAK | School Nurse | P |

Alameda County
Temporary County Certificates

February, 2013

| | | | |
|---------------------|------|----------------------|----|
| Chambliss, David | OAK | ADMIN. | C |
| Rafie, Abdulhadi | OAK | Mult Subj. | ST |
| Gitchell, Sharon M. | PLEA | English SMA | C |
| Calderon, Julie | PLEA | Admin | P |
| Schaffer, Pamela | SLD | Bio Sci. Specialized | ST |
| Waidelich, Stephani | SLZ | Soc. Sci. STSP | ST |



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Memorandum No. 11004

Meeting Date: March 12, 2013

TO: Alameda County Board of Education

FROM: Movetia Salter

RE: **Policy & Legislation Committee—First Reading:** Uniform Complaint Procedure (BP 1312.3)

Background:

This **MANDATED** policy is being updated to reflect **NEW LAW (AB 1575)** which mandates the use of uniform complaint procedures for resolving complaints of alleged violations of law which prohibits fees, deposits, or charges for student participation in educational activities. It has also been updated to reflect the use of uniform complaint procedures to address complaints of discrimination, harassment, intimidation, and bullying, as required by the California Department of Education (CDE) through the Federal Program Monitoring process.

Action Requested:

The Policy and Legislation Committee is recommending that the Board approves the proposed changes to BP 1312.3 at First Reading and waive the Second Reading to comply with Federal Program Monitoring Guidelines.

Attachments:

BP 1312.3
(Att. 12)

MS/kk

UNIFORM COMPLAINT PROCEDURES

The Alameda County Superintendent and the Alameda County Board recognizes that the county has the primary responsibility to ensure compliance with applicable state and federal laws and regulations governing educational programs. The County shall investigate and seek to resolve any complaints alleging failure to comply with such laws and/or alleging unlawful discrimination, harassment, intimidation, or bullying in accordance with the uniform complaint procedures.

The County shall use the uniform complaint procedures to resolve any complaint alleging unlawful discrimination, harassment, intimidation, or bullying in county programs and activities based on actual or perceived characteristics of race or ethnicity, color, ancestry, nationality, national origin, ethnic group identification, age, religion, marital or parental status, physical or mental disability, sex, sexual orientation, gender, gender identity, gender expression, or genetic information, or any other characteristic identified in Education Code 200 or 220, Penal Code 422.55, or Government Code 11135, or based on association with a person or group with one or more of these actual or perceived characteristics.

(cf. 0410 - Nondiscrimination in County Programs and Activities)
(cf. 4030 - Nondiscrimination in Employment)
(cf. 4031 - Complaints Concerning Discrimination in Employment)
(cf. 5131.2 - Bullying)
(cf. 5145.3 - Nondiscrimination/Harassment)
(cf. 5145.7 - Sexual Harassment)

Uniform complaint procedures shall also be used to address any complaint alleging the County's failure to comply with the prohibition against requiring students to pay fees, deposits, or other charges for participation in educational activities, the requirements for the development and adoption of a school safety plan, and state and/or federal laws in adult education programs, consolidated categorical aid programs, migrant education, career technical and technical education and training programs, child care and development programs, child nutrition programs, and special education programs.

(cf. 0450 - Comprehensive Safety Plan)
(cf. 1312.1 - Complaints Concerning County Employees)
(cf. 1312.2 - Complaints Concerning Instructional Materials)
(cf. 3260 - Fees and Charges)
(cf. 3320 - Claims and Actions Against the County)
(cf. 3553 - Free and Reduced Price Meals)
(cf. 3555 - Nutrition Program Compliance)
(cf. 5141.4 - Child Abuse Prevention and Reporting)
(cf. 5148 - Child Care and Development)
(cf. 6159 - Individualized Education Program)
(cf. 6171 - Title I Programs)
(cf. 6174 - Education for English Language Learners)
(cf. 6175 - Migrant Education Program)
(cf. 6178 - Career Technical Education)

(cf. 6178.1 - Work-Based Learning)
(cf. 6178.2 - Regional Occupational Center/Program)

BP 1312.3(b)

UNIFORM COMPLAINT PROCEDURES (continued)

(cf. 6200 - Adult Education)

The Board prohibits any form of retaliation against any complainant in the complaint process. Participation in the complaint process shall not in any way affect the status, grades, or work assignments of the complainant.

The Board encourages the early, informal resolution of complaints at the site level whenever possible.

The Board recognizes that a neutral mediator can often suggest a compromise that is agreeable to all parties in a dispute. In accordance with the uniform complaint procedures, whenever all parties to a complaint agree to try resolving the problem through mediation, the Superintendent or designee shall initiate that process. The Superintendent or designee shall ensure that the results are consistent with state and federal laws and regulations.

In investigating complaints, the confidentiality of the parties involved and the integrity of the process shall be protected. As appropriate for any complaint alleging discrimination, harassment, intimidation, or bullying, the Superintendent or designee may keep the identity of a complainant confidential to the extent that the investigation of the complaint is not obstructed.

(cf. 4119.23/4219.23/4319.23 - Unauthorized Release of Confidential/Privileged Information)
(cf. 5125 - Student Records)
(cf. 9011 - Disclosure of Confidential/Privileged Information)

The county's Williams uniform complaint procedures, AR 1312.4, shall be used to investigate and resolve any complaint related to the following:

1. Sufficiency of textbooks or instructional materials
2. Emergency or urgent facilities conditions that pose a threat to the health or safety of students or staff
3. Teacher vacancies and misassignments
4. Deficiency in the county's provision of instruction and/or services to any student who, by the completion of grade 12, has not passed one or both parts of the high school exit examination

(cf. 1312.4 - Williams Uniform Complaint Procedures)

UNIFORM COMPLAINT PROCEDURES (continued)

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination
8200-8498 Child care and development programs
8500-8538 Adult basic education
18100-18203 School libraries
32289 School safety plan, uniform complaint procedures
35186 Williams uniform complaint procedures
37254 Intensive instruction and services for students who have not passed exit exam
41500-41513 Categorical education block grants
48985 Notices in language other than English
49010-49013 Student fees
49060-49079 Student records
49490-49590 Child nutrition programs
52160-52178 Bilingual education programs
52300-52490 Career technical education
52500-52616.24 Adult schools
52800-52870 School-based program coordination
54000-54028 Economic impact aid programs
54100-54145 Miller-Unruh Basic Reading Act
54400-54425 Compensatory education programs
54440-54445 Migrant education
54460-54529 Compensatory education programs
56000-56867 Special education programs
59000-59300 Special schools and centers
64000-64001 Consolidated application process

GOVERNMENT CODE

11135 Nondiscrimination in programs or activities funded by state
12900-12996 Fair Employment and Housing Act

PENAL CODE

422.55 Hate crime; definition
422.6 Interference with constitutional right or privilege

CODE OF REGULATIONS, TITLE 5

3080 Application of section
4600-4687 Uniform complaint procedures
4900-4965 Nondiscrimination in elementary and secondary education programs

UNITED STATES CODE, TITLE 20

6301-6577 Title I basic programs
6601-6777 Title II preparing and recruiting high quality teachers and principals

Legal Reference continued: (see next page)

UNIFORM COMPLAINT PROCEDURES (continued)

Legal Reference: (continued)

UNITED STATES CODE, TITLE 20 (continued)

6801-6871 Title III language instruction for limited English proficient and immigrant students

7101-7184 Safe and Drug-Free Schools and Communities Act

7201-7283g Title V promoting informed parental choice and innovative programs

7301-7372 Title V rural and low-income school programs

Management Resources:

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

Policy
adopted:
revised:

ALAMEDA COUNTY OFFICE OF EDUCATION
Hayward, California



ALAMEDA COUNTY OFFICE OF EDUCATION
SHEILA JORDAN, SUPERINTENDENT
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Memorandum No. 11005

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Gail Greely, Director, Charter Schools Office
RE: **First Reading:** Board Policy on Charter Schools (BP 0420.4(A))

Background:

The Board Policy regarding charter schools was last revised in 2008. The policy covers important elements of the Board's goals and objectives for charter schools, while directing the County Superintendent to develop Administrative Regulations covering the specific processes for submission, review, evaluation, and monitoring of charter schools. Changes to charter school laws and regulations since 2008 have primarily addressed matters within the scope of those Administrative Regulations. However, the County Board's growing experience with its charter schools, as well as legislation adopted in 2012 (SB 1290) suggest that some additions to the Board Policy are now warranted.

Proposed Revisions:

The attached proposed revised Board Policy on charter schools (BP 0420.4) adds two paragraphs, using language adapted from CSBA model policies and administrative regulations:

- A statement of the importance of monitoring and oversight to ensure that a charter school achieves its stated goals.
- A statement that acknowledges the new statutory mandate (SB 1290) to consider the academic achievement of all student subgroups in decisions on charter renewal and revocation.

Next Steps:

Existing Administrative Regulations should be revised to reflect SB 1290 and other recent changes in state regulations, as well as changes in ACOE protocols. This work is scheduled for summer 2013.

Action Requested:

Requesting that the Board approves the proposed changes to BP 0420.4(A) at First Reading.

Attachments:

BP 0420.4(A)
(Att. 13)

GG/kk

PROPOSED REVISION

BP 0420.4 (a)

Philosophy-Goals-Objectives and Comprehensive Plans CHARTER SCHOOL POLICY

- I. It is the objective of the County Board of Education (Board) that teachers, parents, pupils and community members may petition the Board to approve a charter school, and that the Board shall review such petitions in accordance with the letter and spirit of the law. This policy shall also pertain, as applicable, to petitions denied by the Governing Board of a school district and subsequently submitted to the Alameda County Office of Education.
- II. The County Board of Education encourages school district administrators to work cooperatively with parents, teachers, students, community members, and principals in their efforts to design Charter Schools to improve student learning.
- III. These schools shall operate under the provisions of their charters, specific state and/or federal laws, Title 5, California Code of Regulations adopted by the State Board of Education, and general oversight of and agreements with the chartering authority.
- IV. While maximizing operational flexibility, the charter school petition shall include compliance-based components or other provisions mandated by law. The County Superintendent of Schools shall establish administrative regulations for the process of submission, review, evaluation, and preparation of written findings for a charter petition submitted to the Board prior to Board action. The administrative regulations shall include:
 - Specific details for the granting or denying of a charter petition.
 - The process for submitting a charter petition.
 - Guidelines to determine if a charter petition is consistent with the intent of the law and sound educational practice to accomplish the goals and objectives of the Charter School Act.
 - Direction for performing a critical evaluation of the soundness of the proposed educational program and the likeliness of its successful implementation.
 - A process to ensure sound fiscal solvency and procedures.
 - A plan for effective parental involvement in curricular and extra-curricular (school related) activities.
- V. The Board shall ensure that any approved charter contains adequate processes and measures for holding the school accountable for fulfilling the terms of its charter. These shall include, but not be limited to, fiscal accountability systems, multiple measures for evaluating the educational program, and regular reports to the Board.

- VI. The Board believes that the ongoing operation of a charter school should be dependent on the school's effectiveness in achieving its mission and goals for student learning, including student achievement for all numerically significant student subgroups served by the charter school.

Adopted by Alameda County Board of Education 4/25/95

Amended and adopted by Alameda County Board of Education 3/23/04

Readopted by Alameda County Board of Education on 2/26/08

Amended and readopted by Alameda County Board of Education on __/__/13.

(See next page for ***Legal Reference...***)

**Philosophy-Goals-Objectives and Comprehensive Plans
CHARTER SCHOOL POLICY**

Legal Reference:

EDUCATION CODE

The Charter Schools Act of 1992, 33054, 41365, 42100, 42238.51-42238.53, 44237, 44830.1, 45122.1, 46201, 47600 et seq., 47640-47647, 47652, 48000, 48010, 48011, 51745-51749.3, 54032, 56026, 56145 – 56146, 60600-60652

GOVERNMENT CODE

3540-3549.3

54950 – 54962

PENAL CODE

667.5, 1192.7

CALIFORNIA CODE OF REGULATIONS, TITLE 5

11960 et seq., 15410 et seq.

ATTORNEY GENERAL OPINIONS

80 Ops. Atty. Gen. 52 (1997)

78 Ops. Atty. Gen. 253 (1995)

78 Ops. Atty. Gen. 297 (1995)



ALAMEDA COUNTY OFFICE OF EDUCATION
SHEILA JORDAN, SUPERINTENDENT
313 WEST WINTON AVE. • HAYWARD, CA 94544-1136
www.acoe.org

Memorandum No: 11006

Meeting Date: March 12, 2013

TO: Alameda County Board of Education
FROM: Sheila Jordan, Superintendent
RE: **Williams Uniform Complaints Quarterly Report for Nov. 2012 - Jan. 2013**

Background

The Valenzuela/CAHSEE Lawsuit Settlement has been added to the Williams Uniform Complaints quarterly report. As per Education Code 35186(d), districts are required to provide information on a quarterly basis for public reporting by the governing board that no complaints have been filed in regards to:

- Textbooks and instructional materials
- Teacher vacancy or mis-assignments
- Facilities conditions
- CAHSEE intensive instruction and services.

Action

Publicly report at the board meeting and document in the board minutes that no complaints have been filed for schools operated by the Alameda County Office of Education in regards to the Williams Uniform Complaints for the period of November, 2012 - January, 2013.

Attachment

Williams Uniform Complaints Quarterly Report for November, 2012 - January, 2013
(Att. 14)

Valenzuela/CAHSEE Lawsuit Settlement
Quarterly Report on Williams Uniform Complaints
 [Education Code § 35186(d)]

District: Alameda County Office of Education

Person completing this form: Adrian Kirk, Director

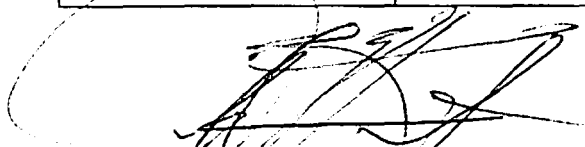
Quarterly Report Submission Date: April 2012
 (check one) July 2012
 October 2012
 January 2013

Date for information to be reported publicly at governing board meeting: **March 12, 2013**

Please check the box that applies:

- No complaints were filed with any school in the district during the quarter indicated above.
- Complaints were filed with schools in the district during the quarter indicated above. The following chart summarizes the nature and resolution of these complaints.

| General Subject Area | Total # of Complaints | # Resolved | # Unresolved |
|---|-----------------------|------------|--------------|
| Textbooks and Instructional Materials | 0 | | |
| Teacher Vacancy or Misassignment | 0 | | |
| Facilities Conditions | 0 | | |
| CAHSEE Intensive Instruction and Services | 0 | | |
| TOTALS | 0 | | |



 Adrian Kirk, Director

2/21/13

 Date



Memorandum No: 11007

Meeting Date: March 12, 2013

TO: Alameda County Board of Education

FROM: Sheila Jordan, Superintendent

RE: Second Interim Financial Report for Fiscal Year 2012-13

Background

The Second Interim Report reflects changes that have been made to the Fiscal Year 2012-13 budget since it was revised at the 1st Interim. The revisions made reflect the most current information available and actual expenditures through January 31, 2013.

Action Requested

Request Board review and approve the Second Interim Report for submission to the State.

Discussion

A positive certification of financial condition reflects that the Alameda County Office of Education will be able to meet its financial obligations for the Fiscal Year 2012-13 and subsequent two years. The Business Services staff will present the Second Interim Report to the Board prior to request for action.

Recommendation

Recommend Board review and approve the Second Interim Report for submission to the State.

Funding Source(s)/Fiscal Impact

N/A

Attachments

Organization Charts
Financial Statements and State Financial Reports
(Att. 15 – Binder)

SJ/kk

[Click here](#) to view attachments.