

## ALAMEDA COUNTY BOARD OF EDUCATION

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

### Adopted Minutes of the ACBE Regular Meeting of August 23, 2011

Vol. XXVI No. 02

Presiding:	President Berrick opened the meeting at 6:05 p.m. and welcomed all in attendance.
Roll Call:	Ken Berrick, Yvonne Cerrato, Phil Ladew, Eileen McDonald, Marlon McWilson, Joaquin Rivera, Fred Sims
Flag Salute	Trustee McDonald led the recitation of the pledge of allegiance.  Superintendent Jordan recited the Alameda County Office of Education (ACOE) mission statement.
Staff:	Damon Smith, Movetia Salter, Robert Crose, Greta Nash, Teresa Kapellas, Donna Rose, Karen Monroe, Phil Grasso, Jan Passama, Lycette Kintanar
Interdistrict Transfer Appeal IDT #06-BN-11/12 and IDT #07-TN-11/12	<p>ACOE Appeals Coordinator, Ms. Jan Passama, introduced all parties present. President Berrick opened the Interdistrict Transfer Appeal Hearing IDT #06-BN-11/12 and IDT #07-TN-11/12 from Hayward Unified School District (USD) to New Haven USD and arguments from appellants were heard in <i>closed</i> session.</p> <p>Discussion ensued.</p> <p>Trustee Sims moved to close the hearing.</p> <p>Vice-President Cerrato seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims Noes: None Abst: None Absent: None</p> <p>President Berrick requested the Board Secretary, Sheila Jordan, to poll the Board on the motion to allow the appeal for transfer from Hayward USD to New Haven USD.</p> <p>Superintendent Jordan polled the votes on roll call.</p>

	<p>Motion was denied.</p> <p>Ayes: None          Noes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims          Abst: None          Absent: None</p>
<p>Interdistrict Transfer Appeal          IDT #04-CS-11/12</p>	<p>ACOE Appeals Coordinator, Ms. Jan Passama, introduced all parties present. President Berrick opened the Interdistrict Transfer Appeal Hearing IDT #04-CS-11/12 from West Contra Costa USD to Berkeley USD and arguments from appellants were heard.</p> <p>Discussion ensued.</p> <p>Trustee McDonald moved to close the hearing.</p> <p>Vice-President Cerrato seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims          Noes: None          Abst: None          Absent: None</p> <p>President Berrick requested the Board Secretary, Sheila Jordan, to poll the Board on the motion to allow the appeal for transfer from West Contra Costa USD to Berkeley USD.</p> <p>Superintendent Jordan polled the votes on roll call.</p> <p>Motion passed.</p> <p>Request for transfer from West Contra Costa USD to Berkeley USD was approved.</p> <p>Ayes: Berrick, Ladew, McWilson, Sims          Noes: Cerrato, McDonald, Rivera          Abst: None          Absent: None</p>
<p>Interdistrict Transfer Appeal          IDT # 05-NR-11/12</p>	<p>ACOE Appeals Coordinator, Ms. Jan Passama, introduced all parties present. President Berrick opened the Interdistrict Transfer Appeal Hearing IDT #05-NR-11/12 from West Contra Costa USD to Berkeley USD and arguments from appellants were heard.</p> <p>Discussion ensued.</p> <p>Trustee Ladew moved to close the hearing.</p> <p>Trustee McWilson seconded.</p>



	<p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims          Noes: None          Abst: None          Absent: None</p> <p>President Berrick requested the Board Secretary, Sheila Jordan, to poll the Board on the motion to allow the appeal for transfer from West Contra Costa USD to Berkeley USD.</p> <p>Superintendent Jordan polled the votes on roll call.</p> <p>Motion passed.</p> <p>Request for transfer from West Contra Costa USD to Berkeley USD was approved.</p> <p>Ayes: Berrick, Ladew, McDonald, McWilson, Sims          Noes: Cerrato, Rivera          Abst: None          Absent: None</p>
Board Recess	The Board took a 5-minute break at 7:45 p.m. and reconvened at 7:50 p.m.
Aspire Public Schools/Cal Prep Academy Memorandum of Understanding (MOU)	<p>ACOE staff, Teresa Kapellas, provided a report regarding the MOU between Aspire Public Schools/Cal Prep Academy and ACOE.</p> <p>Trustee Rivera, chairperson of the Policy and Legislation committee, and committee member Trustee McWilson, reported back to the Board about what has transpired during the committee's review of the MOU.</p> <p>Discussion ensued.</p> <p>Trustee McWilson expressed his concerns about the Aspire Public Schools/Cal Prep Academy enrollment percentage of students coming from Oakland. He emphasized that if the enrollment rate does not increase by at least 90%, he will vote against the approval of the MOU since Aspire Public Schools/Cal Prep Academy is not a countywide charter school but a district charter school.</p> <p>Trustee Ladew moved to approve the MOU with certain conditions from the Board.</p> <p>Trustee Sims seconded.</p> <p>Motion passed.</p>

	<p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims          Noes: None          Abst: None          Absent: None</p>
<p>Public Hearing –          General Waiver          Request for Aspire          California College          Preparatory Charter          School</p>	<p>ACOE staff, Teresa Kapellas, provided the Board with background information regarding the general waiver request for Aspire California College Preparatory Charter School.</p> <p>Trustee McDonald moved to open the hearing.</p> <p>Trustee McWilson seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims          Noes: None          Abst: None          Absent: None</p> <p>Elise Darwish, Chief Academic Officer of Aspire California College Preparatory Charter School, was afforded an opportunity to address the Board.</p> <p>Discussion ensued.</p> <p>Trustee McWilson moved to close the hearing.</p> <p>Trustee Cerrato seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims          Noes: None          Abst: None          Absent: None</p> <p>Trustee McDonald moved to approve the general waiver request for Aspire California College Preparatory Charter School.</p> <p>Trustee McWilson seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims          Noes: None          Abst: None          Absent: None</p>

<p>Public Hearing on Board Resolution No. 1915: Sufficient Textbooks and Instructional Materials</p>	<p>President Berrick called on ACOE staff, Robert Crose, to present to the Board Resolution No. 1915: <i>Sufficient Textbooks and Instructional Materials</i></p> <p>Trustee McDonald moved to open the hearing.</p> <p>Trustee Cerrato seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims Noes: None Abst: None Absent: None</p> <p>ACOE Students Programs and Services (SPAS) Director, Robert Crose, provided the Board with an update about the textbooks and instructional materials for SPAS.</p> <p>Trustee McDonald moved to close the hearing.</p> <p>Trustee McWilson seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims Noes: None Abst: None Absent: None</p> <p>Trustee Sims moved to approve Resolution No. 1915: <i>Sufficient Textbooks and Instructional Materials</i>.</p> <p>Trustee McWilson seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims Noes: None Abst: None Absent: None</p> <p>Trustee Rivera moved to approve that all grades 9-12 instructional materials are aligned to California's rigorous content standards for the particular subject area taught.</p> <p>Trustee Cerrato seconded.</p> <p>Motion passed.</p>
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	<p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims          Noes: None          Abst: None          Absent: None</p>
<p>CSBA and CCBE Membership Dues</p>	<p>President Berrick provided an update about the California School Boards Association (CSBA) and the California County Boards of Education (CCBE) and presented both organizations' membership dues.</p> <p>Discussion ensued.</p> <p>The Board decided to table this item in the September Board meeting for possible action.</p>
<p>California School Boards Association (CSBA) Directors-at-large Nominations</p>	<p>President Berrick and Trustee Rivera provided the Board information about the CSBA Directors-at-large nominations for:</p> <ul style="list-style-type: none"> <li>• Director-at-Large, American Indian</li> <li>• Director-at-Large, Black</li> <li>• Director-at-Large, County</li> </ul> <p>Trustee Rivera explained to the Board the organization's nomination process.</p> <p>Discussion ensued.</p> <p>There were no nominations brought to the floor for the positions.</p>
<p>Items from the floor</p>	<p>There were no speakers from the floor.</p>
<p>Consent Agenda- General Matters:</p>	<p>Trustee Rivera pulled the Minutes of the July 12, 2011 reorganization meeting for corrections.</p> <p>Trustee McDonald moved to approve items B-D of the consent agenda:</p> <ul style="list-style-type: none"> <li>B. Student Programs and Services (SPAS) Report on Williams Uniform Complaint Procedure</li> <li>C. Consolidated Application for Funding Categorical Aid Programs, Fiscal Year 2011-2012 – Parts I &amp; II</li> <li>D. Local Educational Agency Plan (LEAP) Update</li> </ul> <p>Trustee McWilson seconded.</p> <p>Motion passed.</p>

	<p>Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims          Noes: None          Abst: None          Absent: None</p> <p>Trustee Rivera requested to have the following corrections reflected on the Minutes of the July 12, 2011 reorganization meeting:</p> <ul style="list-style-type: none"> <li>• Change the reorganization meeting start time to 7:00 p.m.</li> <li>• Under item #9, determination hearing on a Charter School Petition for Aspire Public Schools/Cal Prep Academy, he requested to have the following text be added:</li> </ul> <p style="padding-left: 40px;"><i>Trustee Rivera expressed concerns that Aspire has not implemented, and did not present any plans to implement in the near future, the already approved 6-8 program. He emphasized that this creates a gap in their program and therefore a serious deficiency in their proposal for a K-12 articulated program.</i></p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, Rivera, Sims          Noes: None          Abst: None          Absent: McWilson</p>
Items from the Board	<p><b>Trustee McDonald reported on the following:</b></p> <ul style="list-style-type: none"> <li>• She attended the Optimist meeting in Newark, CA with Newark Superintendent Dave Marken as its speaker;</li> <li>• She attended the CCBE meeting to finalize plans for the CCBE Fall Conference in Monterey, CA;</li> <li>• She attended the ACOE job fair on August 18, 2011;</li> <li>• She attended the <i>Stuff the Bus</i> event in Union City, CA with Trustee Sims;</li> <li>• She attended a memorial service for Conrad Waller, a choral music teacher from Newark USD</li> </ul> <p><b>Trustee Rivera reported on the following:</b></p> <ul style="list-style-type: none"> <li>• He attended the graduation ceremony and <i>Posters 2011</i> event of Biotech Partners in Berkeley, CA</li> </ul> <p><b>Trustee Sims reported on the following:</b></p> <ul style="list-style-type: none"> <li>• He attended the Martin Luther King Jr. Million Man March event;</li> </ul> <p><b>Trustee Ladew had nothing to report.</b></p>

	<p><b>Trustee McWilson reported on the following:</b></p> <ul style="list-style-type: none"> <li>• He attended the ACOE job fair on August 18, 2011</li> </ul> <p><b>Trustee Cerrato had nothing to report.</b></p>
President's Report	<p>President Berrick reported about his participation in a conference call with the California County Superintendents Educational Services Association (CCSESA) Legislative Committee and echoed to the Board what had transpired in the meeting.</p>
Items from the Secretary	<p>Superintendent Jordan provided the Board with an update on the following topics:</p> <ul style="list-style-type: none"> <li>• ACOE job fair;</li> <li>• Science, Technology, Engineering, and Mathematics (STEM) center as part of the Local Educational Agency Plan (LEAP) program;</li> <li>• Leadership Council meeting</li> </ul> <p>ACOE Associate Superintendent Business Services, Damon Smith, provided a brief report to the Board regarding district budgets.</p>
Adjournment	<p>Having no further business, the Board adjourned the meeting at 8:40 p.m. in recognition of Jan Passama's phenomenal work as ACOE's Community and Legal Liaison.</p> <div style="text-align: center;">   <hr style="width: 80%; margin: 0 auto;"/> <p>Ken Berrick, Board President</p> </div> <div style="text-align: center; margin-top: 20px;">   <hr style="width: 80%; margin: 0 auto;"/> <p>Sheila Jordan, Board Secretary</p> </div>