

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 February 14, 2012

Vol. XXVI No. 09

Presiding:	President Berrick opened the meeting at 10:05 a.m. and welcomed all in attendance.
Roll Call:	Ken Berrick, Yvonne Cerrato, Phil Ladew, Eileen McDonald, Joaquin Rivera, Fred Sims Marlon McWilson joined the meeting via teleconference.
Flag Salute	Trustee Ladew led the recitation of the pledge of allegiance and President Berrick stated the Alameda County Office of Education (ACOE) mission statement.
Staff:	Berth Padua, Damon Smith, Naomi Eason, Teresa Kapellas, Jonathan Allen, Movetia Salter, Jennifer Leung, Claudia Medina, Karen Monroe, Eugene Ford, Marie Lassalle, Emma Landeros, Maria Pascual, Cori Bernal, Rose Liu, Vicki Hu, Eileen Avelar, Darrel Jeung, Kristi Tropp, Vickie Chang, Unique Holland, Donna Rose, Emily Damasig, Alma Carino, Phil Grasso, Lycette Kintanar
Public Education Service Award (PESA) Presentation for Bert Padua	Superintendent Jordan and the Board presented a PESA to Bert Padua in his retirement and recognition of his accomplishments and years of service as Director—Internal Business of Alameda County Office of Education (ACOE).
Public Hearing on a Charter School Petition for A School Cultivating Excellence, Nurturing Diversity (ASCEND) Charter School	President Berrick left the Board room and recused himself from voting during the public hearing due to the potential appearance of conflict of interest. Vice-President Cerrato presided the meeting on his behalf. ACOE Charter Schools Office Manager, Teresa Kapellas provided the Board background information regarding ASCEND charter school. Trustee Rivera moved to open the public hearing. Trustee McDonald seconded. Motion passed.

	<p>Ayes: Cerrato, Ladew, McWilson, McDonald, Rivera, Sims Noes: None Abst: None Absent: None</p> <p>President Berrick was recused from the vote.</p> <p>ASCEND charter school petitioners were afforded 10 minutes to address the Board:</p> <ul style="list-style-type: none"> • Larissa Adam • Jessica Evans • Ileana Mendoza • Mari Rose Taruc • Brent Wilson <p>Oakland Unified School District (USD) representatives were afforded 10 minutes to address the Board:</p> <ul style="list-style-type: none"> • Jodi London – Oakland USD Board President • Toni Smith – Oakland USD Superintendent <p>The following speaker(s) were afforded 2 minutes each to address the Board:</p> <ul style="list-style-type: none"> • Paul Minney <p>Discussion ensued.</p> <p>Trustee Rivera moved to close the public Hearing.</p> <p>Trustee Sims seconded.</p> <p>Motion passed.</p> <p>Ayes: Cerrato, Ladew, McWilson, McDonald, Rivera, Sims Noes: None Abst: None Absent: None</p> <p>President Berrick was recused from the vote.</p>
<p>Public Hearing on a Charter School Petition for Learning Without Limits Charter School</p>	<p>President Berrick recused himself from voting during the public hearing due to the potential appearance of conflict of interest. Vice-President Cerrato presided the meeting on his behalf.</p> <p>ACOE Charter Schools Office Manager, Teresa Kapellas provided the Board background information regarding Learning Without Limits charter school.</p> <p>Trustee Rivera moved to open the public hearing.</p>

	<p>Trustee McDonald seconded.</p> <p>Motion passed.</p> <p>Ayes: Cerrato, Ladew, McWilson, McDonald, Rivera, Sims Noes: None Abst: None Absent: None</p> <p>President Berrick was recused from the vote.</p> <p>Learning Without Limits charter school petitioners were afforded 10 minutes to address the Board:</p> <ul style="list-style-type: none"> • Leo Fuchs • Kathy Cash • Jessica Evans • Rosia Butler <p>Oakland Unified School District (USD) representatives were afforded 10 minutes to address the Board:</p> <ul style="list-style-type: none"> • Jodi London – Oakland USD Board President • Toni Smith – Oakland USD Superintendent <p>The following speaker(s) were afforded 2 minutes each to address the Board:</p> <ul style="list-style-type: none"> • Kate Nicol <p>Trustee Rivera moved to close the public Hearing.</p> <p>Trustee Sims seconded.</p> <p>Motion passed.</p> <p>Ayes: Cerrato, Ladew, McWilson, McDonald, Rivera, Sims Noes: None Abst: None Absent: None</p> <p>President Berrick was recused from the vote.</p>
<p>Policy and Legislation Committee Report – Second Reading</p>	<p>Policy and Legislation Committee chair, Trustee Joaquin Rivera, presented and moved to approve the following Board policy:</p> <ul style="list-style-type: none"> • BP 6012 (a-b) Student Use of Technology (Acceptable Use Policy) with the additional amendment on cyber bullying. <p>Vice-President Cerrato seconded.</p>

	<p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McWilson, McDonald, Rivera, Sims Noes: None Abst: None Absent: None</p>
<p>Consent Agenda- General Matters:</p>	<p>Trustee McDonald pulled item A (Minutes of the January 10, 2012 regular Board meeting) of the consent agenda and requested that the following corrections reflect in the minutes:</p> <ul style="list-style-type: none"> • Trustee McDonald was absent due to health issues. <p>Trustee McDonald moved to approve item B of the consent agenda.</p> <p style="padding-left: 40px;">B. Resolution 1919: <i>African American History Month – February 2012</i></p> <p>Trustee Rivera seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McWilson, McDonald, Rivera, Sims Noes: None Abst: None Absent: None</p> <p>Trustee Rivera moved to approve item A of the consent agenda with corrections from Trustee McDonald.</p> <p>Trustee Sims seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McWilson, Rivera, Sims Noes: None Abst: McDonald Absent: None</p>
<p>Items from the Board</p>	<p>Trustee Sims reported on the following:</p> <ul style="list-style-type: none"> • He attended a fundraising in Union City. <p>Trustee Rivera reported on the following:</p> <ul style="list-style-type: none"> • He attended the California County Boards of Education (CCBE) Legislative Committee meeting; • He attended the State of the City address to the City of Oakland by Mayor Jean Quan; • He was planning to attend the <i>Overtown of Prop 8 Valentine's Day Reception</i> hosted by Oakland Mayor Jean Quan at the Oakland City Hall.

	<p>Trustee McDonald reported on the following:</p> <ul style="list-style-type: none">• She met with Patricia (Pat) Kite from the Union Sanitary District;• She met with Ohlone College Board member, Vivian Larsen;• She volunteered as a chef to an event hosted by the League of Women Volunteers, which raised money for the arts and the schools;• She attended the <i>2012 California Teachers of the Year Celebration</i> in Sacramento with Superintendent Jordan;• She attended the CCBE committee meeting;• She attended a Special Programs and Services (SPAS) graduation ceremony at the Alameda County Office of Education. <p>Vice-President Cerrato reported on the following:</p> <ul style="list-style-type: none">• She attended the Special Education Local Plan Area Joint Powers Agreement (SELPA JPA) Board meeting;• She joined Superintendent Jordan for the Teacher of the Year Visits in Livermore USD and Sunol USD;• She is working on with the Arts Alliance design team to kick-off a new strategic plan. <p>Trustee McWilson reported on the following:</p> <ul style="list-style-type: none">• He attended the SPAS graduation ceremony at the Alameda County Office of Education with Trustee McDonald;• He was a guest lecturer for a class on entrepreneurship. <p>Trustee Ladew reported on the following:</p> <ul style="list-style-type: none">• He attended the SPAS graduation ceremony at the Alameda County Office of Education with Trustees McDonald and McWilson;• He attended the Alcosta School Board Breakfast meeting.
President's Report	President Berrick reported to the Board regarding his attendance to the CCBE meeting and retreat for two days. He commended the Board for its active participation in the California School Boards Association (CSBA) and California County Boards of Education (CCBE).
Items from the Secretary	Superintendent Jordan provided the Board with an update on the following topics: <ul style="list-style-type: none">• Meeting with Assemblymember Sandre Swanson• Redevelopment Appointments ACOE staff, Karen Monroe, provided the Board a report on Bridge Academy.

	<p>ACOE Associate Superintendent, Damon Smith, provided the Board an update on the Budget and an overview regarding the Governor’s Tax Initiative.</p>
<p>Board Recess</p>	<p>The Board adjourned at 12:00 p.m. and reconvened at 1:00 p.m.</p>
<p>Determination Hearing for Integrity Educational Center (IEC) Charter School</p>	<p>Trustee McDonald moved to open the public hearing.</p> <p>Trustee Sims seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, Rivera, Sims Noes: None Abst: None Absent: McWilson</p> <p>ACOE Charter Schools Office Manager, Teresa Kapellas provided the Board background information regarding IEC Charter School.</p> <p>IEC Charter School lead petitioner, James Madden, was afforded 5 minutes to address the Board.</p> <p>Berkeley USD representatives, John Yeh, Superintendent William Huyett, and Trustee Beatriz Leyva-Cutler, were afforded 5 minutes to address the Board.</p> <p>Trustee McDonald moved to close the public hearing.</p> <p>Trustee Sims seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, Rivera, Sims Noes: None Abst: None Absent: McWilson</p> <p>Discussion ensued.</p> <p>Trustee Rivera moved to deny the petition for Integrity Educational Center Charter School and requested that the Superintendent prepare the written factual findings pursuant to Education Code Section 47605.6B.</p> <p>Trustee Ladew seconded.</p> <p>Motion passed.</p>

	<p>Ayes: Berrick, Cerrato, Ladew, McDonald, Rivera, Sims Noes: None Abst: None Absent: McWilson</p>
<p>Public Hearing on a Charter School Petition for Portola Academy Charter School</p>	<p>President Berrick introduced the Portola Academy Charter School petition</p> <p>Vice-President Cerrato moved to open the public hearing.</p> <p>Trustee McDonald seconded.</p> <p>Motion passed.</p> <p>Ayes: Berrick, Cerrato, Ladew, McDonald, Rivera, Sims Noes: None Abst: None Absent: McWilson</p> <p>ACOE Charter Schools Office Manager, Teresa Kapellas provided the Board background information regarding Portola Academy Charter School.</p> <p>Portola Academy Charter School petitioners were afforded 10 minutes to address the Board:</p> <ul style="list-style-type: none"> • Bill Batchelor • Julie Lassig <p>Livermore Valley Joint USD representatives were afforded 10 minutes to address the Board:</p> <ul style="list-style-type: none"> • Kelly Bowers – Livermore Valley Joint USD Superintendent • Janet Mueller – Legal Counsel of LVJUSD <p>President Berrick opened the floor for public comments and the following speakers were afforded one minute and a half each to address the Board:</p> <ul style="list-style-type: none"> • Derek Austin • Leticia Baswell • Len DiGiovanni • Denise Danek • Hugo Guerrero • Karen Sherman • Raj Virk • John Zukoski • Kate Nicol • Carola Bendl • Sabbath Michaelson • Madeline Schmidts

- Omar Naisan
- Juan Anaya
- Amber Olmo
- Alan Heckman
- Tim Hall
- Anne White
- Belia Martinez
- Cindy Alba
- Jennifer Hayes
- Brenda Rose
- Dawn Whalen
- Angela Ehrlich
- Mike Ring
- Ellen Goold
- Monica Baucke
- Barbara Morgan
- Roberta Schryver
- Susanne Piña
- Shelly Fields
- Katie Young Cortez
- Veronica Navarro

Trustee Rivera moved to close the public hearing.

Trustee McDonald seconded.

Motion passed.

Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims
 Noes: None
 Abst: None
 Absent: None

Public Hearing on the
 Proposed Trustee Area
 Redistricting Plan for
 the Alameda County
 Board of Education

Trustee Rivera moved to open the public hearing.



Trustee Ladew seconded.

Motion passed.

Ayes: Berrick, Cerrato, Ladew, McDonald, McWilson, Rivera, Sims
 Noes: None
 Abst: None
 Absent: None

ACOE staff, Teresa Kapellas, provided an overview regarding the redistricting proposal to the Board with recommendations to the Board to approve the proposal.

Discussion ensued.

	<p>Trustee McDonald moved to close the public 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>Trustee Rivera moved approval to the redistricting proposal as presented.</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>
Items from the floor	There were no speakers from the floor.
Adjournment	<p>Having no further business, the Board adjourned the meeting at 3:00 p.m. in memory of:</p> <ul style="list-style-type: none"> ○ Myrna Umanzor, a student of the California School Age Families Education (Cal-SAFE) Program who passed away on Friday, January 27, 2012; ○ Terry Doran, a long time educator and former Board member of Berkeley USD who passed away on January 1, 2012 after a long battle of cancer; ○ Alexandra Kulka-Wells, a dedicated teacher, artist, and mother of two, who passed away on February 11, 2012 after a long battle of breast cancer. <div style="text-align: center;">  <hr style="width: 100%; border: 0.5px solid black;"/> <p>Ken Berrick, Board President</p> </div> <div style="text-align: center; margin-top: 20px;">  <hr style="width: 100%; border: 0.5px solid black;"/> <p>Sheila Jordan, Board Secretary</p> </div>