

**ALAMEDA COUNTY BOARD OF EDUCATION**

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

**Adopted Minutes of the Board Meeting of May 13, 2014**

**Vol. XXVIII No. 14**

<b>Presiding</b>	President Rivera opened the meeting at 6:55 p.m.
<b>Roll Call</b>	Conducted by: Assoc. Supt. Damon Smith Trustees Present: Joaquin Rivera, Marlon McWilson, Fred Sims, Yvonne Cerrato, Ken Berrick, Eileen McDonald and Aisha Knowles
<b>Flag Salute</b>	Led by Trustee Cerrato.
<b>Mission Statement</b>	Read into the record by Trustee Cerrato.
<b>Item #3: Report from President on Board actions made in closed session</b>	No action taken. EXP #02-AC-13/14 recessed until May 27 <sup>th</sup> .
<b>Item #5: Presentation to Classified School Employees Association (CSEA) Ch. 208</b>	Trustee McDonald gave brief background information. She recognized two Board members from Newark Ray Rodriguez and Nancy Thomas. <ul style="list-style-type: none"> <li>• CSEA ch. 208 President, Susan Condon, came forward to provide historical info about this CSEA chapter.</li> <li>• Supt. Jordan congratulated CSEA and announced classified employee week</li> </ul>
<b>Item # 7: Consent Agenda – General Matters:</b> A. Minutes of April 8, 2014 Board Meeting B. Temporary County Certificates C. Resolution No. 1967 – Labor History Month – May D. Resolution No. 1968 – Foster Care Awareness Month – May E. Resolution No. 1969– Safe Jobs for Youth Month – May F. Public Education Service Award (PESA) for Neil Smith G. Co-Sponsorship of Oakland Book Festival	<ul style="list-style-type: none"> <li>• Trustee Sims moved to approve.</li> <li>• V.P. McWilson seconded.</li> <li>• <b>Unanimously approved (7-0).</b></li> </ul>
<b>Item #8: Personnel Actions</b>	None.
<b>Item #12: Policy &amp;</b>	<ul style="list-style-type: none"> <li>• V.P. McWilson motioned to approve the FIRST READING of BP 5146.</li> </ul>

<p><b>Legislation Committee Report</b>          Board will review and consider approval of the following Board policies at First Reading:          – BP 5146 – Married/ Pregnant/ Parenting Students</p>	<ul style="list-style-type: none"> <li>• Trustee Berrick seconded.</li> <li>• <b>Unanimously approved BP 5146 to be moved to SECOND READING (7-0).</b></li> </ul>
<p><b>Item #4: Recognition of ACOE Labor</b></p>	<p>Supt. Jordan recapped on Employee recognition and announced the employee and teacher of the year.</p> <ul style="list-style-type: none"> <li>• ACOE Teacher of the Year - Christine Rominicki, Butler Academic Center Teacher (Max unit at Juvenile Hall)</li> <li>• ACOE Classified Employer of the Year - Eugene Ford, Shipping and Receiving Operator</li> </ul>
<p><b>Item #6: Public Comments</b></p>	<p>Pres. Rivera granted 2 min to each speaker.</p> <ul style="list-style-type: none"> <li>– Shawna Garcia thanked Board and Supt for Title VII program.</li> <li>– Martha Hasal thanked Board for supporting Indian education program.</li> <li>– Eric Taylor thanked Board and Supt.</li> <li>– Student reported improved grades and likes dance class.</li> <li>– Dan Arnold President of Parent Committee expressed that he is proud to be a member.</li> <li>• Pres. Rivera thanked and congratulated the Title VII/ INCFA program leaders.</li> <li>• Trustee Berrick recognized Sally Gallegos and her involvement in the community.             <ul style="list-style-type: none"> <li>– Sally Gallegos echoed thanks to Board and supt for support.</li> </ul> </li> </ul>
<p><b>Item #9: Determination Hearing on Oakland Unity Middle School Appeal from Oakland Unified School District (OUSD)</b></p>	<p>Supt. Jordan introduced Teresa Kapells, Executive Director, Administrative Services and Gail Greely, Director, Charter Schools for staff review.</p> <ul style="list-style-type: none"> <li>• Ms. Greely deemed the school likely to successfully implement their program and stated other areas could be addressed in MOU.</li> <li>• Comments allowed for 1.5 min per speaker [3 min if translation required. Translation provide by Damon Grant.]             <ul style="list-style-type: none"> <li>– Tarya White</li> <li>– Lance Tsang</li> <li>– Elvia Orizaga</li> <li>– Mansela Zepeda</li> <li>– Ana Cerna</li> <li>– Carolyn Wilson</li> <li>– Alma Rodriguez</li> <li>– Edward Opton</li> </ul> </li> <li>• Comments/ Questions from the Board [Silke Bradford responded for OUSD, Damon Grant responded for Unity.]</li> <li>• V.P. McWilson requested clarification on partnership with Parker Elementary and inquired about diversity.</li> <li>• Trustee Knowles asked about OUSD schools in the surrounding area of Unity.</li> <li>• Trustee Berrick asked about OUSD denial reasons (OUSD stated original petition was to open in fall of 2014, appeal petition is for fall 2015).</li> <li>• V.P. McWilson inquired about cash flow? Lack of update of records</li> <li>• Pres. Rivera asked about minimum instructional minutes discrepancy OUSD vs ACOE (ACOE formula = Total minutes for the year / OUSD formula = minutes for minimum day requirement)</li> <li>• Pres. Rivera inquired about the difference between Unity and traditional</li> </ul>

	<p>public school.</p> <ul style="list-style-type: none"> <li>• Discussion continued with comments and questions by V.P. McWilson, Trustee Knowles, Trustee Berrick, and Pres. Rivera.</li> <li>• Trustee Cerrato moved to approve.</li> <li>• Trustee Berrick seconded.</li> </ul> <p>Rivera read the motion:  <i>The Alameda County Board of Education <b>approves</b> the Oakland Unity Middle Charter School Petition for a term of five (5) years (through June 30, 2019) upon condition that it will finalize a Memorandum of Understanding (MOU) among Oakland Unity Middle School, the County Board of Education and the County Superintendent no later than July 31, 2014 to include conditions of operation deemed necessary by ACOE Staff, including, but not limited:</i></p> <ul style="list-style-type: none"> <li>• <i>Submission of a revised charter petition with language consistent with the charter having been authorized by the Alameda County Board of Education;</i></li> <li>• <i>Submission of an update to the school’s facilities plan at least one year prior to opening;</i></li> <li>• <i>Submission of detailed student and staff recruitment plans, including outreach activities, timelines, responsible individuals, and resources, designed to achieve a racial/ethnic balance of students and staff comparable to that found in the community in which the school is to be located.</i></li> </ul> <p><i>Timelines for compliance with these and other conditions of operation will be specified in the MOU.</i></p> <p><i>If the petitioner fails to meet any of the specified pre-opening conditions as set forth in the MOU, the Charter Renewal Petition shall be deemed not granted by the County Board on the grounds that completion of all of these requirements in full is necessary for the successful opening and sound operation of the school.</i></p> <ul style="list-style-type: none"> <li>• More Board deliberations and discussion ensued.</li> <li>• Roll call vote conducted by Supt. Jordan.  <i>(Motion amended to include the condition that MOU address concerns itemized by staff and Board.)</i></li> </ul> <p><b>NOES:</b> McDonald, Sims, McWilson  <b>AYES:</b> Cerrato, Berrick, Knowles, Rivera (on condition of MOU)</p> <p><b>Oakland Unity petition approved (4-3) on the condition of MOU.</b></p> <ul style="list-style-type: none"> <li>• V.P. McWilson congratulated and expressed desire to work with Unity on increasing diversity.</li> </ul>
<p><b>BREAK</b></p>	<p><b>8:30 p.m. – 8:40 p.m.</b></p>
<p><b>Item # 10: Public Hearing on Conservatory of Vocal/Instrumental Arts (COVA) High School Petition Appeal from OUSD</b></p>	<ul style="list-style-type: none"> <li>• Trustee Sims moved to open the hearing.</li> <li>• Trustee Berrick seconded.</li> <li>• Ms. Greely introduced the representatives from COVA H.S. and OUSD.</li> <li>• Dr. Valerie Abad presented for COVAHS presented 10 min:             <ul style="list-style-type: none"> <li>– Andrew Sylva</li> <li>– Vivicka Williams</li> <li>– Charles Foster</li> </ul> </li> <li>• Pres. Rivera inquired about the proposed location.</li> <li>• Silke Bradford of OUSD presented 10 min</li> <li>• Trustee McDonald asked for an example of an OUSD school that meets all of the criteria that she could visit before next Board meeting.</li> </ul>

	<ul style="list-style-type: none"> <li>• Public comments allowed for 1 min each:             <ul style="list-style-type: none"> <li>– Serena Isis McIntosh</li> <li>– Vinay Iyer</li> <li>– Engida</li> <li>– Deanne Walker</li> <li>– Dr. Sandy Carpenter</li> <li>– Rachel Itsekson</li> <li>– Candice Schneide</li> <li>– Yosi Solove</li> <li>– Sage Zimmerman</li> <li>– Russ Zimerman</li> <li>– James Harris [OUSD Board Member]</li> </ul> </li> <li>• Ms. Greely stated staff report will be ready for June 24th Board meeting.</li> <li>• Trustee McDonald moved to close hearing.</li> <li>• Trustee Cerrato seconded.</li> </ul>
<p><b>Item # 11: Public Hearing on FAME Public Charter School State Board Waiver Request</b></p>	<ul style="list-style-type: none"> <li>• Trustee Cerrato moved to open the hearing.</li> <li>• Trustee McDonald seconded.</li> <li>• Gail Greely opened and introduced the item.</li> <li>• Naem Malik of FAME presented 10 min</li> </ul> <p><u>Board Questions and Comments</u></p> <ul style="list-style-type: none"> <li>• Pres. Rivera inquired about the process that was used by FAME post finding out they had missed deadline. He also asked if there were any parent groups and board involved in next steps?</li> <li>• Pres. Rivera asked Ms. Greely if the FAME board understood the financial implications as a result of missing deadline.</li> <li>• Trustee McDonald made comments. She is opposed to granting the waiver.</li> <li>• Trustee Cerrato expressed concern about the lack of discussion of financial ramifications.</li> <li>• Trustee Knowles asked if advisory or other groups and parents were notified and understood the impact.</li> <li>• Ms. Greely responded regarding timing after consulting with CDE charter division.</li> <li>• Supt. Jordan expressed concern about the lack of due diligence and governance.</li> <li>• Pres. Rivera asked Ms. Greely about our options.</li> <li>• Public comments allowed for 2 min:             <ul style="list-style-type: none"> <li>- Liane Zimny</li> </ul> </li> <li>• Trustee Berrick asked for clarification.</li> <li>• Trustee Knowles inquired about communication and notification to FAME parents and community members regarding the missed deadline.</li> <li>• Trustee Berrick moved to close the hearing.</li> <li>• Trustee Cerrato seconded.</li> </ul> <p>• <b>Trustee Cerrato motioned to take no action and resubmit.</b>          • <b>Trustee Knowles seconded.</b>  <b>AYES:</b> Knowles, Rivera, McWilson, Sims, Cerrato, Berrick  <b>NOES:</b> McDonald</p>
<p><b>Item #13: Items from the Board</b></p>	<ul style="list-style-type: none"> <li>• Trustee Berrick received award as advocate of the year from CA Mental Health Advocates and noted the Board was acknowledged for its work on the behalf of children and youth.</li> <li>• Trustee McDonald attended job fair and congratulated staff for organizing.</li> </ul>

	<p>Trustee McDonald submitted in writing that she attended the following events: <i>League of Volunteers (LOV) dinner honoring top volunteers, HCAC Lunch with ACOE staff, Parks Recreation, &amp; Historical Commission meeting, ACSBA Candidate forum &amp; meeting, Newark State of the City Mayor’s report, and read at Creative Learning – a Waldorf model charter school in Oakland (26 students in 1<sup>st</sup> grade, very diverse class; model classrooms; and 3 Oakland police officers were there, as well).</i></p> <ul style="list-style-type: none"> <li>• Trustee Cerrato is in Silicon Valley Business Plan competition through San Jose State and her and her children are in top 8 and will be presenting in the finals.</li> <li>• Trustee Sims attended ACOE Job Fair and Employee Recognition.</li> <li>• Trustee Knowles attended Season of Service Community Reception, joint work session with San Leandro USD, San Lorenzo USD, and School Site Council meeting at Camp Sweeney.</li> <li>• V.P. McWilson acknowledged the Distinguished Schools and acknowledged 3 schools were from Oakland and 1 from Alameda.</li> </ul>
<p><b>Item #14: President’s Report</b></p>	<p>Pres. Rivera attended ad scooped ice cream at Albany Public Education Ice Cream event w/ celebrity scoopers. He also attended Berkeley Public Schools Fund event and press conference for Nancy Skinner against the morality clause imposed on the teachers of Oakland Diocese.</p>
<p><b>Item #15: Items from the Secretary</b></p>	<p>Supt. Jordan acknowledged the Distinguished Schools and announced Summit for Education for incarcerated students with Loni Hancock at Oakland Museum.</p> <ul style="list-style-type: none"> <li>• Trustee McDonald asked if a couple of Ed Services division report items, including Hayward Community School, could be agendized. She inquired if ACOE is opening a Freedom School Charter school at juvenile hall.</li> <li>• Supt. Jordan responded that it is not a charter school and other concerns will be addressed in the Board Workshop.</li> <li>• Expulsion hearing at 4:30pm or end of workshop on May 27<sup>th</sup></li> </ul>
<p><b>Adjournment in the memory of:</b> –Graciela Spreitz</p>	<p>The Board President adjourned the meeting at 10:20 p.m.</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Joaquin Rivera, Board President</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Sheila Jordan, Board Secretary</p>