

**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 June 10, 2014**

**Vol. XXVIII No. 16**

<b>Presiding</b>	President Rivera opened the meeting at 6:35 p.m.
<b>Roll Call</b>	Conducted by: Supt. Jordan Trustees Present: Joaquin Rivera, Marlon McWilson, Fred Sims, Yvonne Cerrato, Ken Berrick, and Aisha Knowles Eileen McDonald arrived at 8:18 p.m.
<b>Flag Salute</b>	Led by V.P. McWilson.
<b>Mission Statement</b>	Read into the record by V.P. McWilson.
<b>Item #1: Public Comments</b>	Pres. Rivera granted 2 min to each speaker. – Jeff Bowser, Pleasanton USD Board member
<b>Item # 2: Consent Agenda – General Matters:</b> A. Minutes of May 13, 2014 Board Meeting B. CSBA Membership Dues 2014-15 C. FAME Public Charter School General Waiver Request D. Resolution No. 1970 – Lesbian, Gay, Bisexual, and Transgender (LGBT) Pride month – June E. Public Education Service Award (PESA) for Mark Friedman F. Temporary County Certificates	<ul style="list-style-type: none"> <li>• V.P. McWilson pulled Item C from the Consent Agenda</li> <li>• V.P. McWilson motioned to approve items A-B &amp; D-F</li> <li>• Seconded by Yvonne Cerrato</li> <li>• Motion approved unanimously (6-0, Trustee McDonald not present)</li> </ul> <p><u>Item C</u></p> <ul style="list-style-type: none"> <li>• V.P. McWilson desired to have further discussion regarding FAME's general waiver request.</li> <li>• Pres. Rivera made comments regarding the history of mistakes made by FAME.</li> <li>• V.P. McWilson moved to approve because of the students and it being so late in the year. Trustee Knowles made comments.</li> <li>• A motion to approve was made by V.P. McWilson, and</li> <li>• Seconded by Aisha Knowles</li> <li>• <b>Motion failed (4-2)</b></li> </ul> <p>Supt. Jordan polled the Board on the item:  <b>NOES: Berrick, Cerrato, Sims, Rivera</b>  <b>AYES: Knowles, McWilson</b>  <b>NOT PRESENT: McDonald</b></p> <ul style="list-style-type: none"> <li>• Naeem Malik, FAME, made comments and requested Board to reconsider.</li> <li>• Pres. Rivera stated in order to reconsider a Board member of the prevailing side must make a motion to have the Board reconsider by the end of the meeting.</li> <li>• Pres. Rivera responded to Mr. Malik's comment that he has heard it once before and it seems like a pattern.</li> <li>• Mr. Malik submitted a document to the Board showing the changes FAME has made.</li> <li>• Supt. Jordan asked Ms. Greely to provide more insight on the ramifications for FAME for the Board not approving the waiver.</li> </ul>

	<ul style="list-style-type: none"> <li>• Trustee Berrick cautioned Board of potential future litigation.</li> <li>• Ms. Greely spoke briefly on the implications for FAME and precedence.</li> </ul>
<p><b>Item #3: Personnel Actions</b></p>	<p>None. Thanked Mr. Xavier Thomas for his attendance.</p>
<p><b>Item #4: Determination Hearing on Cox Academy Material Revision</b></p>	<p>6:54 p.m. - Trustee Berrick recused himself from the Cox Academy item to avoid the perception of conflict of interest with his firm's work with Education for Change.</p> <ul style="list-style-type: none"> <li>• M s. Gail Greely, Director, Charter Schools Department, presented the Staff Evaluation Report.</li> <li>• Public comments allowed for 2 min per speaker:             <ul style="list-style-type: none"> <li>– Krystal Wrice - Cox teacher</li> <li>– Nicole Ontiveros - Cox kindergarten teacher</li> <li>– Guadalupe Nuno - parent leadership coordinator at Cox</li> <li>– Roslyn Turner - grandparent leader at Cox</li> <li>– Latanya Brown - Cox math coach/ teacher</li> </ul> </li> </ul> <p>Board discussion and deliberation</p> <ul style="list-style-type: none"> <li>• V.P. McWilson made comments and pointed out the problem of the CEO's absence from the public hearing and the determination hearing.</li> <li>• Pres. Rivera stated it seems to be a solid plan.</li> <li>• V.P. McWilson moved to approve.</li> <li>• Trustee Sims seconded.</li> </ul> <p><b>Approved unanimously, (5-0) 2 not present</b>  <b>AYES: Rivera, McWilson, Knowles, Sims, and Cerrato</b>  <b>NOT PRESENT: Berrick, McDonald</b></p> <ul style="list-style-type: none"> <li>• V.P. McWilson congratulated Cox after the approval.</li> </ul>
<p><b>Item #5: Consideration of Request for Early Charter Renewal – Cox Academy</b></p>	<ul style="list-style-type: none"> <li>• Supt. Jordan introduced the item and expressed her concern that the early renewal seems premature given the changes just approved in the material revision.</li> <li>• Gail Greely, Director, Charter Schools, provided background and conditions that need to be met for early renewal. Cox met 7 out of 9 of the criteria falling short on API and similar schools ranking. In order for early renewal to be considered the Board would need to make a motion to modify Cox's current MOU in order to permit early renewal without having met all of the criteria.</li> <li>• Pres. Rivera opened the floor for the Board to ask questions of staff and Cox representatives.              [Noah Bradley and Anikia Ford represented Cox Academy.]</li> <li>• V.P. McWilson asked questions regarding diversity plan and community engagement; leadership and governance; continuity and retention plan; and vision for Cox Academy.</li> <li>• New Assistant Principal, Edward Norris, spoke on his vision for Cox.</li> <li>• Kevin King the new principal was not present.</li> <li>• Pres. Rivera stated his preference is to wait until fall for renewal due to the amount of changes.</li> <li>• V.P. McWilson made additional comments.</li> <li>• Trustee Sims stated if the CEO of Cox is not present at their renewal hearing he will not vote in their favor.</li> <li>• Pres. Rivera read the motion.</li> <li>• V.P. McWilson made the motion to deny the modification to the current MOU to allow the request for early renewal.</li> </ul>

	<ul style="list-style-type: none"> <li>• Trustee Sims seconded.</li> <li>• Supt. Jordan polled the Board.</li> </ul> <p><b>Motion passed (5-0). Request denied.</b>  <b>AYES: Knowles, Sims, Cerrato, McWilson, Rivera</b>  <b>NOT PRESENT: Berrick, McDonald</b></p> <ul style="list-style-type: none"> <li>• V.P. McWilson offered assistance in problem areas.</li> </ul>
<p><b>RECESS</b></p>	<p><b>7:55 p.m. – 8:05 p.m.</b></p>
<p><b>Item #6: Policy &amp; Legislation Committee Report</b></p> <p>A. The Board will review and consider taking action to approve/deny the following Board policies for the FIRST READING:</p> <ul style="list-style-type: none"> <li>– BP 5145.3 – Nondiscrimination/ Harassment</li> <li>– BP 5157 – Gender Identity and Access</li> </ul> <p>B. Board will review and consider approval of the following Board policies at Second Reading:</p> <ul style="list-style-type: none"> <li>– BP 5146 – Married/ Pregnant/ Parenting Students</li> </ul> <p>C. The Board will consider endorsement of the following legislation:</p> <ul style="list-style-type: none"> <li>– AB 2129 (Jones-Sawyer) Inmates: Reentry Program</li> <li>– SB 1391 (Hancock) Community Colleges: Inmate education programs</li> <li>– SB 1198 (Hancock) Criminal statistics: Countywide statistics</li> <li>– AB 1276 (Bloom) Youth Offender Classification</li> </ul>	<p>Item A</p> <ul style="list-style-type: none"> <li>• No action taken.</li> </ul> <p>Item B</p> <ul style="list-style-type: none"> <li>• Trustee Sims motioned to approve the SECOND READING of BP 5146.</li> <li>• Trustee Berrick seconded.</li> <li>• <b>Unanimously approved BP 5146 (6-0)</b></li> <li>• <b>[Trustee McDonald not present]</b></li> </ul> <p>Item C</p> <ul style="list-style-type: none"> <li>• V.P. McWilson moved to approve.</li> <li>• Trustee Sims seconded.</li> <li>• <b>Unanimously approved BP 5146 (6-0)</b></li> <li>• <b>[Trustee McDonald not present]</b></li> </ul>
<p><b>Item # 7: Annual Report on Alameda County-Authorized Charter Schools</b></p>	<ul style="list-style-type: none"> <li>• Brief presentation by Ms. Greely. Charter schools review was divided into 4 categories:             <ol style="list-style-type: none"> <li>1. Overview</li> <li>2. Selection of Observations</li> <li>3. Selection of demographic/ academic performance</li> <li>4. Report of Activities</li> </ol> </li> <li>• LCAP will be requested for 2014-15 school year (reporting out in fall 2015).  <i>[Trustee McDonald arrived at 8:18 p.m.]</i></li> <li>• Interjections by Board throughout presentation by Pres. Rivera, V.P. McWilson, Trustee Berrick, and Trustee Knowles.</li> </ul>

	<ul style="list-style-type: none"> <li>• Concern regarding the diversity of Board and school at Yu Ming, Yu Ming's next Board meeting is 6/26 and they do meet monthly.</li> <li>• Urban Montessori flagged for financial concern. They were unable to meet the 3% reserve requirement due to some enrollment drop.</li> <li>• More professional development planned for office managers at the school sites because they are important to the operations.</li> <li>• Trustee McDonald inquired about the protocol for Board members visiting charter school events.</li> <li>• Supt. Jordan asked that Board members call to alert school of their visit.</li> </ul>
<p><b>Item C of Consent Agenda Reconsideration</b></p>	<ul style="list-style-type: none"> <li>• Trustee Berrick made a motion to reconsider.</li> <li>• Seconded by Trustee McDonald.</li> <li>• <b>Motion passed (6 -1)</b></li> </ul> <p><b>AYES: Rivera, McWilson, Knowles, Sims, Berrick, McDonald</b> <b>NOES: Cerrato</b></p> <ul style="list-style-type: none"> <li>• Brief discussion ensued.</li> <li>• <b>Trustee Berrick moved to approve the general waiver request.</b></li> <li>• <b>Trustee Knowles seconded.</b></li> <li>• Trustee Berrick stated that while the overall pattern has been troubling this particular matter should be decided by state.</li> </ul> <p><b>AYES: Berrick, Knowles, McWilson, Rivera</b> <b>NOES: Cerrato, McDonald, Sims</b> <b>Waiver request approved (4-3).</b></p>
<p><b>Item #8: Local Control Accountability Plan – Public Hearing</b></p>	<ul style="list-style-type: none"> <li>• Supt. Jordan thanked the LCAP team and turned it over to Assoc. Supt. Monroe who introduced LCAP presenters and SPaS staff</li> <li>• Ingrid Roberson, Director III, Research Assessment &amp; Accountability &amp; Jason Arenas, Parent Engagement Specialist presented the LCAP to the Board.</li> <li>• <b>Trustee McDonald moved to open the hearing.</b></li> <li>• <b>V.P. McWilson seconded. Hearing opened.</b></li> <li>• V.P. McWilson asked about community outreach and why no community members were present.</li> <li>• Additional comments/ inquiries were made by:             <ul style="list-style-type: none"> <li>– Trustee Knowles</li> <li>– Trustee McDonald</li> <li>– Trustee Berrick</li> </ul> </li> <li>• Supt. Jordan and Assoc. Supt. Monroe responded to Board comments and inquiries.</li> <li>• Public Comments allowed for 2 min per speaker:             <ul style="list-style-type: none"> <li>– Michael Evans spoke about his involvement in the LCAP development process and safety/ security concerns at community schools.</li> </ul> </li> </ul> <p>Discussion ensued. Highlights are below.</p> <ul style="list-style-type: none"> <li>– Trustee McDonald inquired about follow-up from Board workshop.</li> <li>– Pres. Rivera reiterated the concern that the refined version will not be available to the meeting that it needs to be approved.</li> <li>– Trustee Knowles asked about the feedback collection process.</li> <li>– Additional comments were made by: Trustee Berrick, Trustee McDonald</li> <li>– Supt. Jordan responded.</li> <li>– V.P. McWilson asked when will the revised plan be available?</li> <li>– Ms. Roberson stated that the full revised version will be available by Monday.</li> </ul>

	<ul style="list-style-type: none"> <li>- Further discussion with comments made by: Trustee Knowles, Pres. Rivera, Trustee McDonald</li> <li>- Assoc. Supt. Monroe responded.</li> <li>- Pres. Rivera asked when can we expect a safety plan?</li> <li>- Assoc. Supt. Monroe responded the next Board meeting June 24th.</li> <li>- Supt. Jordan made comments.</li> <li>- V.P. McWilson made comments.</li> <li>- Trustee Knowles said she will send information on C.O.P.S. funding to Assoc. Supt. Monroe.</li> </ul> <ul style="list-style-type: none"> <li>• <b>V.P. McWilson motioned to close the hearing.</b></li> <li>• <b>Trustee McDonald seconded.</b></li> <li>• <b>Motion passed. Hearing closed.</b></li> </ul>
<p><b>Item # 9: Alameda County Office of Education’s (ACOE) 2014/2015 Proposed Budget – Public Hearing</b></p>	<ul style="list-style-type: none"> <li>• Supt. Jordan introduced the item and Assoc. Supt. Damon Smith.</li> <li>• Assoc. Supt Smith briefed the Board on the fiscal shift from categorical funding to Local Control Funding Formula (LCFF). He pointed out the inclusion of contracts &gt;\$25,000 and professional experts in the 2014-15 proposed budget. He also acknowledged staff and their hard work in the absence of Leigh Ann Blessing, Director, Internal Business Services.</li> <li>• Assoc. Supt. Smith provided an overview of the proposed 2014-15 budget.</li> </ul> <p>Board questions/ comments</p> <ul style="list-style-type: none"> <li>• Trustee Berrick - revenue assumptions</li> <li>• Pres. Rivera asked about deficit/ surplus chart and about retirement</li> <li>• Trustee Berrick asked for a designation of the funds set aside for retirement liability.</li> </ul> <ul style="list-style-type: none"> <li>• Supt. Jordan commented about our reserves.</li> </ul> <ul style="list-style-type: none"> <li>• <b>V.P. McWilson made a motion to close the hearing.</b></li> <li>• <b>Trustee Berrick seconded</b></li> <li>• <b>Motion passed.</b></li> </ul>
<p><b>Item #10: Items from the Board</b></p>	<ul style="list-style-type: none"> <li>• Trustee Berrick, Trustee Cerrato, Trustee McDonald, Trustee Sims, Trustee Knowles, and V.P. McWilson passed.</li> </ul>
<p><b>Item #11: President’s Report</b></p>	<p>Passed.</p>
<p><b>Item #12: Reorganization Meeting</b></p>	<p>Pres. Rivera appointed V.P. McWilson to coordinate reorganization meeting.</p>
<p><b>Item #13: Items from the Secretary</b></p>	<p>Close to settling with Classified School Employees Association (CSEA). Settled with Alameda County Teachers Association (ACTA).</p> <ul style="list-style-type: none"> <li>• Full report out will be made after CSEA settlement.</li> </ul>
<p><b>Adjournment in the memory of:</b> –Maya Angelou</p>	<p>Pres. Rivera added Brittany Ashland Sylva, San Leandro High School, to those being remembered in the Adjournment. V.P. McWilson made the motion to adjourn and Trustee Knowles seconded. The Board President adjourned the meeting at 10:03 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>