

Contra Costa County Board of Education
MINUTES
BOARD OF EDUCATION MEETING- JOINT MEETING –
Board of Education and County Committee on School District Organization
January 19, 2022

MEMBERS

Consuelo Lara, Area 1 Trustee
Sarah Butler, Area 2 Trustee
Anamarie Avila Farias, Area 3 Trustee
Mike Maxwell, Area 4 Trustee
Annette Lewis, Area 5 Trustee

STAFF PRESENT

Lynn Mackey, Superintendent
Denise Porterfield, Deputy Superintendent, Business Services
Norma Gonzales, Assistant Superintendent, Human Resources
Nick Berger, Senior Director, Student Programs
Marcus Walton, Director, Communications
Rebecca Vichiquis- Director, Student
Michelle Kiernan, Exec. Asst. To the Superintendent and Board
Neil McChesney, Coordinator, Charter School Oversight
Cynthia Schwerin- County Counsel
Paul Mitchell- Redistricting Partners
Heather Daud- Christie White

1. CALL TO ORDER

Board President, Annette Lewis called the Board meeting to order at 5:01 p.m.

2. GENERAL INFORMATION

2.1 General Information

3. OPENING PROCEDURES

3.1 Roll Call

All Board Members are present.

3.2 Pledge of Allegiance

President Butler led the Board in a Pledge of Allegiance

3.3 Resolution #23-21/22: AB 361 Resolution to Authorize Teleconferencing for Meetings- ACTION

Action: Adopt the resolution as presented.

Motion by Anamarie Farias, second by Annette Lewis

Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler

No: None

Absent: None

Final Resolution: Motion Passes

3.4 Agenda Review and Adoption

Move 9.7 Audit Report to 9.1. Charter School Update was inadvertently moved to 6.5, which should be 9.2

Action: Adopt the agenda as amended.

Motion by Mike Maxwell, second by Annette Lewis

Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler

No: None
Absent: None
Final Resolution: Motion Passes

3.5 Board Meeting Minutes - December 15, 2021- ACTION

Minutes were not attached; this item will be moved to the next meeting.

4. CLOSED SESSION

4.1 NONE

5. RECOGNITIONS

5.1 Resolution #22-21/22- Board Member Recognition Month

Action: Adopt the resolution as presented.
Motion by Annette Lewis, second by Anamarie Farias
Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler
No: None
Absent: None
Final Resolution: Motion Passes

5.2 Resolution #21-21/22 Black History Month

Action: Adopt the resolution as presented.
Motion by Annette Lewis, second by Mike Maxwell
Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler
No: None
Absent: None
Final Resolution: Motion Passes

6. CONSENT AGENDA

6.1 Consent Agenda

6.2 Temporary County Certificates (TCCs) - December 2021 (GONZALES)

6.3 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS1-011922 (BERGER) - ACTION

6.4 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS2-011922 (BERGER) - ACTION

~~**6.5 Charter School Update (MCCHESNEY) INFORMATION**~~

6.6 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS3-011922 (BERGER) - ACTION

Action: Adopt the consent agenda as presented.
Motion by Anamarie Farias, second by Mike Maxwell
Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler
No: None
Absent: None
Final Resolution: Motion Passes

7. PUBLIC COMMENT

7.1 Public Comment

Scott Rafferty- Redistricting

8. PUBLIC HEARINGS

8.1 Trustee Area Redistricting (PORTERFIELD)

Denise Porterfield, Deputy Superintendent, introduced Paul Mitchell from Redistricting Partners (contractor) who provided the Board with a presentation on trustee area redistricting project. After each decennial census, the Contra Costa County Board of Education must review and align its boundaries to equally balance the population within the trustees areas as closely as practical. The County Superintendent of Schools has engaged a demographer for this work. The Contra Costa County Board of Education is seeking input from the public on this matter. (Education Code §1002, subdivision (a).)

Mr. Mitchell returned to this meeting with information regarding the definition of redistricting, redistricting principals and deviation information according to demographic census data. Mr. Mitchell confirmed that some voters in the Livermore Elementary School District boundary line vote in Contra Costa County elections, Area 4.

Public Comment:

Scott Rafferty- Redistricting

Board members asked questions regarding splitting districts, map preferences and district sizes.

The Board members requested 5 draft maps be brought back to the next regular meeting including:

Draft Map A

Draft Map D

Draft Map D2

Board of Supervisors Map

Community College District Map

Mr. Mitchell will join the February 9 Board Meeting with final map options and the Board may vote on the final maps.

9. BUSINESS/ACTION ITEMS

6.5 Charter School Update (MCCHESNEY) INFORMATION

Neil McChesney, Coordinator of Charter School Oversight, gave the Board a general update on the County board authorized Charter schools. Mr. McChesney reported to the Board about the charter school Covid-19 Struggles, including staff shortages. CVCHS update included information on CVCHS Board elections/ appointments and the executive director search. Board members may submit possible questions for the executive director interviews, Mr. McChesney will follow up with the Board. The Manzanita update included information on closing the Notice of Concern. Finally, Mr. McChesney has postponed charter site visits in light of the recent Covid surge.

Board members asked questions regarding in-person attendance of charter students, staff shortages and school closure procedures.

9.7 Audit Report (PORTERFIELD) INFORMATION

Denise Porterfield, Deputy Superintendent, introduced Heather Daud from Christie White. The California Education Code requires the completion of an annual audit report prepared by a state-approved, independent certified public accounting firm. Our state-approved auditor Christy White, Inc. completed the annual audit for the County Office of Education. The Audit Report concludes that financial statements are presented fairly for the year ended June 30, 2021, and that the auditor did not identify any deficiencies in internal control or compliance deficiencies that were considered to be material weaknesses. Additionally, the Audit Report found the County Office of Education complied, in all material respects, with the types of compliance requirements applicable to the state programs subject to testing. The Audit identified that the County Office was not in compliance with Education Code requirements related to annual instructional minutes. The annual Audit Report is attached for review.

Ms. Daud provided the Board with the general information from the audit report. CCCOE received an Unmodified Opinion, which is the best summary that can be received.

Board members asked questions regarding instructional minutes.

9.1 Consider approval of the School Accountability Report Card (SARC) for Mt. McKinley School (BERGER) – ACTION

Nick Berger, Senior Director, Student Programs, introduced Rebecca Vichiquis, Director, Student Programs, who

informed the Board on the School Accountability Report Card for Mt. McKinley School. In November 1988, California voters passed Proposition 98, also known as The Classroom Instructional Improvement and Accountability Act. This ballot initiative provides California's public schools with a stable source of funding. In return, all public schools in California are required annually to prepare SARC's and disseminate them to the public. SARC's are intended to provide the public with important information about each public school and to communicate a school's progress in achieving its goals. In the years since the passage of Proposition 98, additional requirements for school accountability reporting and dissemination have been established through legislation. Most SARC requirements are codified in California Education Code (EC) sections 33126 and 33126.1. In addition, similar requirements are contained in the federal Elementary and Secondary Education Act (ESEA) legislation. Pursuant to Chapter 914, Statutes of 2004 (Assembly Bill 1858), all nonpublic, nonsectarian schools are required to prepare a SARC in accordance with EC Section 33126. This requirement applies to nonpublic, nonsectarian schools but does not apply to nonpublic, nonsectarian agencies.

EC Section 35256 requires that the governing board of each school district maintaining an elementary or secondary school develop a SARC. EC Section 1984 provides that a county board of education shall be deemed to be a school district when it establishes and maintains a county community school. Further, EC Section 1906 provides where a county board of education operates classes or schools for prisoners in a county jail, county farm, or county road camp, the county board of education has the same obligations as a school district would have if it were operating the schools. Throughout the EC, there are several statutes which include a county board of education operating an elementary or secondary school within the definition of "school district" (e.g., EC sections 1984, 35160.2, and 41302.5). Therefore, any county board of education operating an elementary or secondary school is required to prepare SARC's.

The SARC report is submitted for Board approval.

Board members thanked Ms. Vichiquis for her presentation and asked questions regarding reading levels and other assessments given to students.

Action: Approve the School Accountability Report Card (SARC) for Mt. McKinley School.

Motion by Annette Lewis, second by Mike Maxwell

Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler

No: None

Absent: None

Final Resolution: Motion Passes

9.2 Consider approval of the School Accountability Report Cards (SARC) for our Special Education Schools (BERGER) – ACTION

Nick Berger, Senior Director, Student Programs, introduced Rebecca Vichiquis, Director, Student Programs, who informed the Board on the School Accountability Report Card for Special Education Schools.

In November 1988, California voters passed Proposition 98, also known as The Classroom Instructional Improvement and Accountability Act. This ballot initiative provides California's public schools with a stable source of funding. In return, all public schools in California are required annually to prepare SARC's and disseminate them to the public. SARC's are intended to provide the public with important information about each public school and to communicate a school's progress in achieving its goals. In the years since the passage of Proposition 98, additional requirements for school accountability reporting and dissemination have been established through legislation. Most SARC requirements are codified in California Education Code (EC) sections 33126 and 33126.1. In addition, similar requirements are contained in the federal Elementary and Secondary Education Act (ESEA) legislation. Pursuant to Chapter 914, Statutes of 2004 (Assembly Bill 1858), all nonpublic, nonsectarian schools are required to prepare a SARC in accordance with EC Section 33126. This requirement applies to nonpublic, nonsectarian schools but does not apply to nonpublic, nonsectarian agencies.

EC Section 35256 requires that the governing board of each school district maintaining an elementary or secondary school develop a SARC. EC Section 1984 provides that a county board of education shall be deemed to be a school district when it establishes and maintains a county community school. Further, EC Section 1906 provides where a county board of education operates classes or schools for prisoners in a county jail, county farm, or county road camp, the county board of education has the same obligations as a school district would have if it were operating the schools. Throughout the EC,

there are several statues which include a county board of education operating an elementary or secondary school within the definition of "school district" (e.g., EC sections 1984, 35160.2, and 41302.5). Therefore, any county board of education operating an elementary or secondary school is required to prepare SARC's. The SARC report is submitted for Board approval.

Board members thanked Ms. Vichiquis for her presentation and asked questions regarding health text books for students.

Action: Approve the School Accountability Report Card (SARC) for Special Education Schools.

Motion by Annette Lewis, second by Mike Maxwell

Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler

No: None

Absent: None

Final Resolution: Motion Passes

9.3 Review of the School Accountability Report Card (SARC) for Golden Gate Community School (BERGER) – ACTION

Nick Berger, Senior Director, Student Programs, introduced Rebecca Vichiquis, Director, Student Programs, who informed the Board on the School Accountability Report Card for Golden Gate Community School.

In November 1988, California voters passed Proposition 98, also known as The Classroom Instructional Improvement and Accountability Act. This ballot initiative provides California's public schools with a stable source of funding. In return, all public schools in California are required annually to prepare SARC's and disseminate them to the public. SARC's are intended to provide the public with important information about each public school and to communicate a school's progress in achieving its goals. In the years since the passage of Proposition 98, additional requirements for school accountability reporting and dissemination have been established through legislation. Most SARC requirements are codified in California Education Code (EC) sections 33126 and 33126.1. In addition, similar requirements are contained in the federal Elementary and Secondary Education Act (ESEA) legislation. Pursuant to Chapter 914, Statutes of 2004 (Assembly Bill 1858), all nonpublic, nonsectarian schools are required to prepare a SARC in accordance with EC Section 33126. This requirement applies to nonpublic, nonsectarian schools but does not apply to nonpublic, nonsectarian agencies.

EC Section 35256 requires that the governing board of each school district maintaining an elementary or secondary school develop a SARC. EC Section 1984 provides that a county board of education shall be deemed to be a school district when it establishes and maintains a county community school. Further, EC Section 1906 provides where a county board of education operates classes or schools for prisoners in a county jail, county farm, or county road camp, the county board of education has the same obligations as a school district would have if it were operating the schools. Throughout the EC, there are several statues which include a county board of education operating an elementary or secondary school within the definition of "school district" (e.g., EC sections 1984, 35160.2, and 41302.5). Therefore, any county board of education operating an elementary or secondary school is required to prepare SARC's. The SARC report is submitted for Board approval.

Action: Approve the School Accountability Report Card (SARC) for Golden Gate Community Schools.

Motion by Mike Maxwell, second by Annette Lewis

Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler

No: None

Absent: None

Final Resolution: Motion Passes

9.4 Consider approval of the Mt. McKinley School Single Plan for Student Achievement (SPSA) for the federal funding that the school receives through the Consolidated Application (BERGER) – ACTION

Nick Berger, Senior Director, Student Programs, introduced Rebecca Vichiquis, Director, Student Programs, who informed the Board on the School Single Plan for Student Achievement for Mt. McKinley School.

The California Education Code (EC 64001 a) requires that each school receiving funds through the Consolidated Application to develop a Single Plan for Student Achievement (SPSA). Each school must have a school site council

involved in the creation and approval of these plans. The stated purpose of the SPSA is to improve the academic performance of all pupils. These plans must also be approved by the local governing board.

The Mt. McKinley School plan is enclosed for consideration and approval.

Board members thanked Ms. Vichiquis for her presentation and asked questions regarding students attending in-person, student involvement in the SPSA and timelines in the report.

Action: Approve the Single Plan for Student Achievement (SPSA) for Mt. McKinley School.

Motion by Mike Maxwell, second by Annette Lewis

Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler

No: None

Absent: None

Final Resolution: Motion Passes

9.5 Review of Golden Gate Community Charter School Single Plan for Student Achievement (SPSA) for the federal funding that the school receives through the Consolidated Application (BERGER) – ACTION

Nick Berger, Senior Director, Student Programs, introduced Rebecca Vichiquis, Director, Student Programs, who informed the Board on the School Single Plan for Student Achievement for Golden Gate Community School.

The California Education Code (EC 64001 a) requires that each school receiving funds through the Consolidated Application to develop a Single Plan for Student Achievement (SPSA). Each school must have a school site council involved in the creation and approval of these plans. The stated purpose of the SPSA is to improve the academic performance of all pupils.

As a charter school, this plan has been approved by the County Superintendent of Schools and is enclosed as information only.

Board members thanked Ms. Vichiquis for her presentation and asked questions regarding the Diablo Ballet program and the funding for reading intervention and library books.

Action: Approve the Single Plan for Student Achievement (SPSA) for Golden Gate Community School.

Motion by Mike Maxwell, second by Annette Lewis

Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler

No: None

Absent: None

Final Resolution: Motion Passes

9.6 Review of Floyd I. Marchus School Single Plan for Student Achievement (SPSA) for the federal funding that the school receives through the Consolidated Application (BERGER) – ACTION

Nick Berger, Senior Director, Student Programs, introduced Rebecca Vichiquis, Director, Student Programs, who informed the Board on the School Single Plan for Student Achievement for Marchus School.

The California Education Code (EC 64001 a) requires that each school receiving funds through the Consolidated Application to develop a Single Plan for Student Achievement (SPSA). Each school must have a school site council involved in the creation and approval of these plans. The stated purpose of the SPSA is to improve the academic performance of all pupils.

As a county office school, this plan has been approved by the County Superintendent of Schools and is enclosed as information only.

Board members thanked Ms. Vichiquis for her presentation and asked questions regarding restorative justice at Marchus School and social emotional learning as well.

Action: Approve the Single Plan for Student Achievement (SPSA) for Marchus School.

Motion by Mike Maxwell, second by Annette Lewis

Yes: Mike Maxwell, Annette Lewis, Anamarie Farias, Consuelo Lara, Sarah Butler

No: None

Absent: None

Final Resolution: Motion Passes

10. SUPERINTENDENT'S UPDATE

10.1 Superintendent's Update

Lynn Mackey, Superintendent of Schools, provided the board with information on CCCOE's home test kit distribution throughout the county. On Jan. 6, CCCOE receive 440,000 N95 masks that were distributed throughout the county. Ms. Mackey reviewed the contact tracing process. Rules around school closures have changed since January 1, 2022. In order to close, schools must file a J-13. Legislation has put out more rules around schools remaining open. There are options, like independent study. Schools wanting to close have to work closely with the health department, state and county office to work through all strategies to stay open.

Board members commented on the topic of school closure and district school staff feeling safe at school.

Superintendent Mackey has attended County Wide Covid Liaison Meetings, District Superintendent Covid Meetings, State and Bay Area and District Covid meetings, Safe Schools for All Statewide Meetings, met with BOS members regarding childcare in our county, County Library Collaboration Meetings and attended the monthly Equity Committee Meeting and attended Capital Advisor's Budget Workshop today.

11. CABINET MEMBER UPDATES

11.1 Cabinet Member Updates

Denise Porterfield, Deputy Superintendent, reported that the External Business Department is busy at work making sure tax information is ready for staff throughout the district. The Internal Business Department is busy putting together budget development. The IT Department is working to develop additional safety protocols, two-factor authentication. General Services facilitated the distribution of tests and masks.

Norma Gonzales, Assistant Superintendent, Human Resources, is at a conference and unavailable tonight.

12. BOARD UPDATES

12.1 Board Standing Committee Reports

Charter Committee- nothing to report

Policy Committee- scheduled for Feb. 2

Budget Committee- nothing to report

Legislative Committee- nothing to report

12.2 Board Member Updates

Trustee Annette Lewis:

Dec. 20- visited Kathy Grant's Liberty High School classroom Christmas Party. Students support Network for Care program.

Trustee Mike Maxwell:

Distributing masks and rapid tests in Central County

Assisted Monte Vista football coach amid staff storage

Jan. 19- Capital Advisor's Budget Workshop

Trustee Consuelo Lara:

Friday, Jan. 21- Hosting Concilio Latino Meeting, teachers from WCCUSDS talking about schools in Covid times

Trustee Sarah Butler:

Attended CVCHS Board Meeting

Attended WCCUSD Board Meeting

Working on securing Board Retreat facilitator

12.3 Future Agenda Items

Trustee Farias- Board Communications

13. EVENTS CALENDAR

13.1 Calendar of Events 2022

Mock Trials is coming up next couple weeks

13.2 Board Meeting Dates 2022

Next meeting is February 9, 2022

14. ADJOURNMENT

14.1 The President will adjourn the Board meeting

President Butler adjourned the meeting at 8:57 pm

