

**Contra Costa County Board of Education**  
**MINUTES**  
BOARD OF EDUCATION MEETING  
March 09, 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 Programs  
Michelle Kiernan, Exec. Asst. To the Superintendent and Board  
Neil McChesney, Coordinator, Charter School Oversight  
Cynthia Schwerin, Deputy County Counsel

**1. CALL TO ORDER**

Board President, Sarah Butler called the Board meeting to order at 5:10 p.m.

**2. GENERAL INFORMATION**

**2.1 General Information**

**3. OPENING PROCEDURES**

**3.1 Roll Call**

All Board Members were present.

**3.2 Pledge of Allegiance**

President Butler led the Board in a Pledge of Allegiance

**3.3 Agenda Review and Adoption**

Action: Adopt the agenda as presented.

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

**3.4 Board Meeting Minutes – February 9- ACTION**

Action: Adopt the minutes as presented.

Motion by Mike Maxwell, second by Anamarie Farias

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

No: None

Absent: None

Final Resolution: Motion Passes

**4. CLOSED SESSION**

**4.1 NONE**

## **5. RECOGNITIONS**

### **5.1 NONE**

## **6. CONSENT AGENDA**

### **6.1 Consent Agenda**

### **6.2 Temporary County Certificates (TCCs) - February 2022 (GONZALES)**

### **6.3 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS1-030922 (BERGER) - ACTION**

### **6.4 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS2-030922 (BERGER) - ACTION**

### **6.5 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS3-030922 (BERGER) - ACTION**

### **6.6 Consider Granting of a Contra Costa County High School Diploma to Court School Student MM1-030922 (BERGER) - ACTION**

### **6.7 Consider Granting of a Contra Costa County High School Diploma to Court School Student MM2-030922 (BERGER) - ACTION**

### **6.8 Consider Granting of a Contra Costa County High School Diploma to Court School Student MM3-030922 (BERGER) - ACTION**

### **6.9 Consider Granting of a Contra Costa County High School Diploma to Adult School Student CCAS1-030922 (BERGER)**

### **6.10 Consider Granting of a Contra Costa County High School Diploma to Adult School Student CCAS2-030922 (BERGER)**

Action: Approve the consent agenda 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

## **7. PUBLIC COMMENT**

### **7.1 Public Comment**

None

## **8. PUBLIC HEARINGS**

### **8.1 NONE**

## **9. BUSINESS/ACTION ITEMS**

### **9.1 Second Interim Report of the Contra Costa County Office of Education (PORTERFIELD) ACTION**

Denise Porterfield, Deputy Superintendent, provided the Board with the Second Interim Report. The 2021-22 Second Period Interim Report for the County Office of Education presents the status of the approved operating budget and required revisions for the Contra Costa County Office of Education for the period ended January 31, 2021. The Report provides for a Positive Certification indicating that the Contra Costa County Office of Education will meet its financial obligations for the current fiscal year and subsequent two fiscal years.

Action: Approve the 2021-22 Second Period Interim Report of the Contra Costa County Office of Education Budget for positive certification

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 A-G Completion Improvement Grant Plan Contra Costa County Office of Education (BERGER)- ACTION**

Nick Berger, Senior Director, Student Programs, presented the Board with information on the A-G Completion Improvement Grant Plan.

The A–G Completion Improvement Grant Program is hereby established by Assembly Bill 130, Article 9 added by Stats 2021, Ch.44, Sec. 24, for the purpose of providing additional supports to Local Educational Agencies (LEA) to help increase the number of California high school pupils, particularly unduplicated pupils, who graduate from high school with A–G eligibility. In order to receive these funds, LEAs are required to present the Board at a public meeting for information and the plan must be approved at a second meeting to be submitted by April 1, 2022.

The A–G Completion Improvement Grant Program requires LEAs to report to the State Superintendent of Public Instruction (SSPI) on or before December 31, 2023, on how they are measuring the impact of the funds received under this section on their A–G completion rate, as identified within their plan, and the outcomes based on those measurements. In addition, the grant recipient shall report to the SSPI on or before August 31, 2026, on final outcomes that measure the impact of the funds received under this section on their A–G completion rate.

Action: In accordance with the requirements of State law, staff requests Board approval of the A-G Completion Improvement Grant Plan Contra Costa County Office of Education.

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 Consider approval of the A-G Completion Improvement Grant Plan Golden Gate Community Schools (BERGER)- ACTION**

Nick Berger, Senior Director, Student Programs, presented the Board with information on the A-G Completion Improvement Grant Plan for Golden Gate Community Schools.

The A–G Completion Improvement Grant Program is hereby established by Assembly Bill 130, Article 9 added by Stats 2021, Ch.44, Sec. 24, for the purpose of providing additional supports to Local Educational Agencies (LEA) to help increase the number of California high school pupils, particularly unduplicated pupils, who graduate from high school with A–G eligibility. In order to receive these funds, LEAs are required to present the Board at a public meeting for information and the plan must be approved at a second meeting to be submitted by April 1, 2022.

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Action: In accordance with the requirements of State law, staff requests Board approval of the A-G Completion Improvement Grant Plan Golden Gate Community 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

**9.4 Presentation of 2021-2022 Staff Calendars (Revised) (GONZALES)- INFORMATION**

Norma Gonzales, Assistant Superintendent, Human Resources, presented the Board with information on the revised 2021-2022 Staff Calendars. The Juneteenth holiday was added to the calendar on June 20, 2022.

**9.5 Presentation of 2022-2023 Staff Calendars (GONZALES)- INFORMATION**

Norma Gonzales, Assistant Superintendent, Human Resources, presented the Board with information on the 2022- 2023 Staff Calendars. Ms. Gonzales presented the proposed 2022-2023 Contra Costa County Office of Education staff

calendars for Management/Confidential and Professional/Administrative, Certificated, and Classified employees are being provided to the County Board of Education for information. Copies of the calendars have been transmitted to representatives of both employee organizations for comment.

**9.6 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 an update on the CVCHS board member appointment and Executive Director search. CVCHS may have a material revision request coming up to expand their independent study program. Mr. McChesney informed the Board that a notice of concern was sent to CoCo SPA School regarding the school’s fiscal reserves.

Board members asked questions regarding the material revision process, when the material revision may go into effect and what are the staff’s thoughts on the CVCHS appointment, and what charter schools are required to keep in their reserves.

Public Comment:

Jumoke Hinton- California Charter Schools Association

**9.7 Charter Board Appointments (LARA)- ACTION**

Trustee Lara, Chair of the Charter Standing Committee, brought this item to the full Board for discussion and action. The Charter Committee has discussed and is recommending to the County Board to approve the process of appointing a representative to the Governing Board of a select Charter School Governing Board, according to CA Education Code 47604, and BP 0420.41. This topic was discussed at the 2/4/22 Charter Committee meeting, and at the 2/9/22 CCCBOE Board Meeting. On 2/9/22, the Board referred it back to the Charter Committee for further discussion. After discussion at the 3/1/2022 Charter committee meeting, the Charter Committee is now recommending the attached draft appointment process to the CCCBOE Board.

Board members asked questions regarding legal interpretations, would each charter school have a separate appointee, what is the criteria to choose a charter school to appoint a board member, who would the appointee report back to, and suggestions on amending the “Draft Charter Board Appointment Process”.

Board members requested that a charter attorney come to the next Board meeting to discuss this issue.

**9.8 Investment Activities- (PORTERFIELD)- INFORMATION**

Denise Porterfield, Deputy Superintendent, provided the Board with an update on the County School Service Fund (CSSF) Investment Activities for the quarter ending December 31, 2021.

Board members asked questions regarding the effects of Covid on investments and interest rate fluctuation on investments.

**9.9 Board Governance Workshop Planning Update (BUTLER)- DISCUSSION**

President Butler discussed Board Workshop planning with the full Board. The Workshop will be facilitated by Sally Frazier from Leadership Associates. Trustee Butler asked the Board their thoughts on having the workshop location at the County Office Building.

Board Members asked questions regarding the vaccination status of members of the public.

Cynthia Schwerin reported that per the health order, masks and vaccination proof are no longer required, but locally we can decide to require masks or vaccination proof.

Public Comment:

Jumoke Hinton- California Charter Schools Association

Board members mentioned that they would like to discuss at the workshop: Team Building, Goal Setting, what are our current challenges, what are our objectives to meet those challenges, what is the direction of the Board.

#### **9.10 Policy Standing Committee: Meeting Update and First Reading & Review (MAXWELL)- INFORMATION**

Trustee Maxwell, Chair of the Policy Committee, updated the Board on the last Policy Committee Meeting. Trustee Maxwell brought the following policies for Board information:

- AR 5145.12- Search and Seizure- Superintendent Policy
- AR 5145.6 - Parent Notification

The following policies are bring brought to the Board for first reading:

- BP 5144.3 - Appeal for Expulsion
- BP 5145.12 - Search and Seizure
- BP 5145.6 - Parent Notification
- BB 9323- Meeting Conduct

The following policies are being brought forward to the Board for elimination:

- BP 6161.5- Use of Instructional Materials
- BP 6162 - Software Copyright Provisions
- BP 6141.1 - Health Services
- BP 6400- Affirmative Action

#### **9.11 AB 361- Authorize Teleconferencing for Meetings- ACTION**

The Board would like to add a separate agenda item to discuss returning to in-person meetings.

Action: Adopt the findings and direction listed in this Agenda item.

Motion by Anamarie Farias, second by Annette Lewis

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

No: Mike Maxwell

Absent: None

Final Resolution: Motion Passes

#### **9.12 Liberty Union High School "By Trustee" Redistricting Discussion (PORTERFIELD)- DISCUSSION**

Denise Porterfield, Deputy Superintendent, provided the Board with information on Liberty Union High School "By Trustee" Redistricting. On January 12, 2022, the Liberty Union High School District Board of Trustees adopted resolution 2022-04 recommending that the Contra Costa County Committee on School District Organization approve and establish trustee areas from which the Liberty Union High School District trustees will be elected in a By-Trustee Area election process. The district did not receive a notice of CVRA violation and a receipt of demand under AB 350, instead, the district opted to proactively move towards a "by-trustee" area election process.

The County Board of Education acting as the County Committee on School District Organization will need to set a date to hold a public hearing on this matter.

Notice of public hearing on this matter will need to be published at least 10 days prior to the date of the public hearing.

Board members asked questions regarding the timeline of this meeting and if we can schedule this item during the next Board Meeting.

#### **9.13 Dissolution of Ad Hoc Trustee Area Committee (BUTLER)- ACTION**

Board Bylaw 9121 allows the Board President to appoint and dissolve committees. The Trustee Area Committee was created in October 2021 for the purpose of working closely with staff and demographers to complete the redistricting process based on 2020 census data. This board adopted new trustee area maps on February 9, 2022.

Action: Agree to sunset the Ad Hoc Trustee Area Committee.

Motion by Mike Maxwell, second by Anamarie Farias

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**

Superintendent Mackey participated in the following meetings:

- Hosted Superintendent's Council Meeting
- Hosted a District-Wide Covid-19 Meetings with County Health
- Met with Bay Area superintendents and Health Officers
- Attended bi-weekly Safe Schools for All Statewide Meeting
- Facilitated bi-weekly District Superintendent Meeting with County Health
- Attended East Bay Leadership Council Board of Directors Meeting
- Met with Contra Costa Black Student Union Alliance
- Attended Monthly Equity Committee Meeting
- Attended Juvenile Justice Coordinating Council Meeting
- Spoke at PTA Founders Day event
- Spoke at Mock Trail Awards Ceremony
- Attended 2022 CISC Leadership Symposium in Monterey
- Spoke at CCC Charter Informational Meeting
- Met with Children's Leadership Council
- Attended Northgate Band Booster Event

Lynn Mackey, Superintendent of Schools, provided the board with information on masking guidance in K-12 and childcare.

## **11. CABINET MEMBER UPDATES**

### **11.1 Cabinet Member Updates**

Denise Porterfield, Deputy Superintendent, reported that 6 districts were required to look at their redistricting and all 6 districts completed the work and submitted their maps.

Norma Gonzales, Assistant Superintendent, Human Resources, reported that the Human Resources Department hosted a Recruitment fair on February 26 at Alhambra High school.

*Promotions:*

Hanna Ma

Esperanza Valarde-Ellis

*New employees:*

Michelle Kerwin

Erin Rogers

## **12. BOARD UPDATES**

### **12.1 Board Standing Committee Reports**

Charter Committee- met on March 1, will meet again on March 18

Policy Committee- met on March 2

Budget Committee- nothing to report

Legislative Committee- met on February 28, will meet again on March 14

### **12.2 Board Member Updates**

Trustee Mike Maxwell:

Met with parent groups from Lafayette regarding covid restrictions

Met with parent groups from San Ramon regarding redistricting and athletics in schools

Spoke with local Assemblymembers Bauer-Kahan and Dodd

Trustee Consuelo Lara:  
CTA Retired Conference  
Attended Saving Democracy, Political Landscape, Extremist Groups and Community Schools  
Took 14 students to Contra Costa College  
Attending CCBE Conference on March 11

Trustee Annette Lewis:  
Meeting with community members regarding masking  
Working on CCBE Annual Conference Committee  
Attending CCBE Conference March 11

Trustee Sarah Butler:  
Attended DeSaulnier's Town Hall  
Attended CCSBA Meeting with topic Wellness in Schools  
Attending CSBA Leg Action Week, meeting with local Asm. (Glazer, Bauer-Khan, Grayson, Skinner)  
Attending CCBE Conference March 11

### **12.3 Future Agenda Items**

None

## **13. EVENTS CALENDAR**

### **13.1 Calendar of Events 2022**

Add LCAP Dates

### **13.2 Board Meeting Dates 2022**

Cancel the March 24 meeting

## **14. ADJOURNMENT**

### **14.1 The President will adjourn the Board meeting**

President Butler adjourned the meeting at 9:27 pm