

Contra Costa County Board of Education

MINUTES

Board Meeting
March 11, 2020

MEMBERS

Fatima Alleyne, Area 1 Trustee
Sarah Butler, Area 2 Trustee
Vikki Chavez, Area 3 Trustee
Mike Maxwell, Area 4 Trustee
Annette Lewis, Area 5 Trustee

STAFF PRESENT

Lynn Mackey, Superintendent
Bill Clark, Deputy Superintendent, Business Services
Terry Koehne, Chief Communications Officer
Cynthia Schwerin- County Council

1. CALL TO ORDER

President Chavez called the meeting to order at 6:00 p.m.

2. GENERAL INFORMATION

3. OPENING PROCEDURES

3.1 Roll Call

3.2 Agenda Review and Adoption

Maxwell moved, Lewis seconded, and the Board voted 5-0-0 to adopt the agenda as presented.

Ayes: Alleyne, Butler, Chavez, Lewis, Maxwell

Noes: None

Absent: None

4. CLOSED SESSION- None

5. RECOGNITIONS- None

6. CONSENT AGENDA

6.1 Consent Agenda

6.2 Board Meeting Minutes - November 13, December 11, 2019, January 15, 2020

6.3 Temporary County Certificates (TCCs) - February 2020 (COTTON)

6.4 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS1-031120 (KHAN)

6.5 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS2-031120 (KHAN)

6.6 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS3-031120 (KHAN)

Maxwell moved, Alleyne seconded, and the Board voted 5-0-0 to approve the Consent Agenda items as presented.

Ayes: Alleyne, Butler, Chavez, Lewis, Maxwell

Noes: None

Absent: None

7. PUBLIC COMMENT

7.1 Public Comment- 2 Minutes per Speaker Card

None

8. PUBLIC HEARINGS- None

9. SUPERINTENDENT'S UPDATE

9.1 Superintendent's Update

Superintendent Mackey will submit the Superintendent's Update in writing (attached, page 7).

10. BUSINESS/ACTION ITEMS

10.1 Charter Standing Committee Update - John Henry High School Charter (CLARK) – ACTION

Fatima Alleyne, Charter Committee Chair, summarized the open committee meeting that took place on March 3, 2020 to discuss the JHHS petition. At that meeting, Bill Clark shared accusations brought against John Henry High School, including financial, operational, legal and Special Education services. Board members submitted additional questions and inquiries to JHHS, which would take time to address. The committee unanimously agreed that the Board should take no action.

Bill Clark reported that the time given was not sufficient to investigate information brought forth. Additional staff would be needed to audit and conduct interviews to resolve issues brought up against JHHS. Recommends to the County Board to take no action.

Public Comment:

Gil Lopez

Jeff Robinette

Soojin Kim

Sylvia Flores

Brett Robbins

Edgar Quiroz
Lorena Cabrera
Nicholas Vaca
Liam Dillow
Herly Saravia
Alondra Turnicio
Pedro Rocha
Jhoana Morales
Dulce Bernal
Araceli Magana
Alexia Garcia
Kimberly Castro
Glenda Luarca
Maria Barba
Phoebe Buguay
Phillip Chong
Sam Eaton
Jhoun Vallavares
Evelia Villa
Peter Hanley
Francisco Cortez
Mayra Molina
Dan Walden
Azucena Macias
Christopher Flores
Robert Mloncada
Eric Becker
Forest Borie
Kim Aberle
Natalie Garcia
Richie Peregrinon
Paul Minney
Janelle Ruley
Eva Padilla
Felix Cabrera
Anselmo Ramirez
Angel Lopez
Miguel Lopez

Butler asked for more clarification regarding legal issues and the Board's role in this petition. Clark referred to the applicable code regulations. 90 day extension may not be enough to investigate the issues brought forth. Alleyne confirmed that the April date is included in the limitations of the time to investigate. Butler stated that the issues of JHHS were not just issues brought forth by whistleblowers, but by West Contra Costa Unified School District as

well. Maxwell inquired about the date the appeal was received, which was January 17, 2020. Lewis inquired about a precedence for a 60 day extension and there is no legal precedence. Lauren Charneski, attorney, explained the difference between conditional approval vs. approval with conditions. Board members discussed the differences between the two approval types. Please see audio file on BoardDocs for full details.

Maxwell moved that we extend the timeline to 30 days to hear the petition for JHHS, no second.

Butler moved, Chavez seconded and the Board voted 3-1-0-1 to take no action on the JHHS petition.

Ayes: Butler, Chavez, Lewis

Noes: Maxwell

Absent: None

Abstain: Alleyne (due to conflict, son's friend attends JHHS)

10.2 Second Interim Report of the Contra Costa County Office of Education (CLARK) ACTION

Clark reported on CCCOE Second Interim Report. Revenue is down approximately \$70 million partly due to a decline in enrollment. Increase from First Interim to Second Interim of about \$1 million positive net change. Charter School, fund 9, charters are working hard on expenditures. They are addressing attendance, generating more attendance which is resulting in improved revenues. Maintaining 6% reserve for CCCOE.

Butler had a question regarding multi-year projections and deficits. Clark explained the deficit. Please see audio file on BoardDocs for full details.

Maxwell moved, Lewis seconded and the Board voted 5-0-0 to approve the Second Interim Report as presented.

Ayes: Alleyne, Butler, Chavez, Lewis, Maxwell

Noes: None

Absent: None

10.3 Investment Activities (CLARK) – INFORMATION

Clark reported out on CCCOE investment activities. We may see an interest rate reduction. It is clear that we are entering into a recessionary window.

10.4 Charter School Update (Clark) ACTION

Pam Tyson presented update on Charter Schools. All site visits to our charters have been scheduled.

Making Waves will be presenting material revisions at our Board Meeting on March 25, 2020.

Caliber has distributed their annual report.

Summit is in good standing. First to submit their new safety plan.

Butler asked about public comment on Summit issue that arose in prior meeting. Tyson confirmed that there was a resolution to the public comment complaint.

Alleyne had a question regarding a Summit student that was counseled out and inquired about the need to warn the charter of the legality of this action. Clark confirmed that this issue was addressed.

Invictus, who shares space on Crespi School site, is experiencing some friction with school site. Leaders are working together to resolve those issues.

Alleyne had a question regarding Invictus obtaining their own facility. Tyson reported that Invictus was unable to find another space, but it is an important issue, given the expansion of Invictus. SPA revising their petition for next fall. CVCHS MOU to be discussed tonight.

Public Comment:
Kipp Penovich

CVCHS MOU

Alleyne requested that 4.4 keep the language “Public Agencies”, which was changed to “Charter Schools”. Board agreed, later discussion finalized the language as “Charter Schools”, as that is a more specific term. Alleyne requested that 5.3 change the word “code” to “policy”. Butler rejected this change. Schwerin clarified that it is a Conflict of Interest Code, under the law. Alleyne requested that 9.4 states “notify CCCOE and County Board”, instead of “notify the parties”. Parties are defined in the beginning of the MOU, therefore adding CCCOE is not necessary. Alleyne questioned why 17.1 was deleted. Agreement on deletion. Alleyne wanted clarification on 21.1, which had included “to the satisfaction of the County Board”. Clark confirmed that this a procedural requirement. Alleyne had a question 22.2, adding “County Board” after “which shall be provided to CCCOE”. Board agreed to keep current language and to address that in the Board Policy. Butler requested removing “Schedule B” from the Table of Contents. CVCHS MOU will not have Schedule B reference. Butler pointed out that on 7.2, Brown Act is stated here but not on Schedule A as a requirement. Butler asked about timeline of 7.2.5. Tyson confirmed that it is part of the material revisions. Butler asked why “as necessary to the facility” was added to 13.2. Scheible explained that some of this verbiage would be necessary on a private site, but their school operates on a district site. Butler also brought up concerns about interpretation of “in good standing” in 13.4. Butler had a question regarding the enrollment change percentage in 23.1.3. Butler recommended reducing percentage to 5% or 2%. Scheible explained the percentage as the enrollment originally projected in the charter petition and Clark recommended addition that language. Butler recommended that on 27.2.1, Board Members should be notified, not just the Board President.

Maxwell moved, Lewis seconded, and the Board voted 4-1-0 to approve CVCHS MOU with amendments.

Ayes: Butler, Chavez, Lewis, Maxwell
Noes: Alleyne
Absent: None

11. FUTURE AGENDA ITEMS

11.1 Future Agenda Items

Alleyne would like to place the Board’s Council on upcoming agenda, to get clarification on Joint Council, County Council, Charter School Council.

12. CABINET MEMBER UPDATES

12.1 Cabinet Member Updates

Clark expressed appreciation on Board’s thoughtful deliberation tonight. Koehne reported that CCCOE is very involved in COVID-19 updates as it pertains to schools and students. Alleyne asked about school closures and Koehne explained the current order of school being an essential gathering.

13. LEGISLATIVE UPDATE- None

14. EVENTS CALENDAR

14.1 Calendar of Events

Lewis had a question regarding the lack of events in April. There are no events scheduled for April.

14.2 Board Meeting Dates

15. BOARD REPORTS

15.1 Board Reports of Activities

Maxwell visited Creekside Elementary School, also speaking at SPA on March 12 regarding the CCCOE budgeting process and how it works

Lewis is working on Adult Education in Contra Costa County Committee. Lewis participated in the Charter Committee Meeting and attended proposed budget discussion for k-12 schools and visited Marchus School.

Alleyne visited Heritage and Marchus School with Superintendent Mackey. On March 2, Alleyne read for Read Across America at Lupine Hills. On March 3, Alleyne had a presentation at DVC and also participated in the Charter Committee Meeting. Alleyne visited John Henry High School on March 3 and on Monday, March 16, Alleyne is presenting to the Bayside Council PTA regarding what the COB does.

Butler attended the WCCUSD Board Meeting on February 26, on February 27, Butler attended the 32nd District PTA Founders Dinner. Butler attended a tour at John Henry High School with Pam Tyson and is going to the CCBE Annual Conference on March 16-17.

Chavez went to the 32nd Annual PTA Founders Dinner.

16. ADJOURNMENT

President Chavez adjourned the Board meeting at 9:48 pm.

9.1 Superintendent's Update

Superintendent's Update Board Report- January 16- March 11, 2020

Submitted in writing March 20, 2020

- 14th Annual Financial Education Forum College Bound at DVC. Sponsored by Travis Credit Union (TCU). TCU in conjunction with a team from CCCOE YDS coordinated the agenda. Welcomed the speakers and student participants to a day filled with interactive panels, workshops and fun fiscal learning.
- East County's Women's March starting at Heritage High School in Antioch. This event was hosted by Councilmember Lori Ogorchock of Antioch and the League of Women's Voters.
- Presentation by Supervisor Anderson at Board of Supervisor's Meeting proclaiming January 2020 Positive Parenting Awareness Month Proclamation (PPAM) in Contra Costa County.
- Inaugural Miramonte/Bay Area Outreach Recreation Program (BORP) Roll and Shoot Wheelchair Basketball Tournament. BORP provides activities for physically disabled or vision impaired youth in Contra Costa County.
- California's County Superintendents Educational Services Association (CCSESA) General Membership Meeting in Monterey. January 27-29. This is the quarterly meeting for County Superintendents.
- Gun Violence Prevention Advocacy Forum, hosted by the 32nd District PTA @ St. Andrews, Pleasant Hill, sub-titled, "What Can You Do to Inform Your Communities, and Take Action?"
- Marchus School site visit with Trustee Sarah Butler.
- NAACP meeting with Andrea Miller
- Workforce Full Board Meeting, Concord.
- Court, Community, Adult School Graduation Celebration, Pleasant Hill Community Center.
- 'Building Resilience in Schools Impacted by Adverse Childhood Experiences' hosted by CCCOE at the Pleasant Hill Community Center, part of a series "Building Resilience in Schools and Districts."
- Mock Trial Finals and Consolation Trials held at the Bray Courthouse in Martinez. This event is coordinated by our Communications Department.
- Spoke to students at Crossroads Continuation School.
- Tour of CORE Program in Richmond and Richmond Police Activities League (PAL).
- Mock Trials Awards Presentation at the CCCOE.
- Heritage High School (Special Olympics) and Marchus School site visit with Trustee Fatima Alleyne.
- 2020 Annual Contra Costa County Teacher/Certificated Recruitment Fair at Alhambra High School in Martinez.
- EPOCH last Education Learning Retreat at CCCOE "Tragedy of Non-Ness" our last in a series of 4 trainings and 1 Workshop – Welcomed and thanked staff for their participation.'