

*****Please Note Time and Location of Meeting*****

CONTRA COSTA COUNTY BOARD OF EDUCATION

County Office of Education, Board Room, 3rd Floor

77 Santa Barbara Road, Pleasant Hill, CA 94523

(925) 942-3380

www.cocoschools.org

Wednesday, October 1, 2014

Start Time: 5:00 p.m.

BOARD OF EDUCATION

Pamela M. Mirabella, Clerk	Trustee Area 1
Christine Deane	Trustee Area 2
Daniel A. Gomes, Vice President	Trustee Area 3
Richard P. Asadoorian	Trustee Area 4
Cynthia T. Ruchlig	Trustee Area 5

Ellen M. Elster - In Memoriam

COUNTY SUPERINTENDENT OF SCHOOLS

Joseph A. Ovick, Ed.D.

*To ensure an orderly meeting and an equal opportunity for each speaker, persons wishing to address the Board must fill out a speaker's card. Cards are located at the entrance to the Board Room and should be turned in to the Clerk to the Board. *The president may limit each speaker to three minutes and/or set a limit of twenty minutes for all speakers on any one subject, or the three-minute limit may be shortened. In accordance with the Brown Act, if a member of the public addresses an item not on the posted agenda, no discussion or action on that item may occur. The projected timeline is a projection only, not a limitation on the length of any agenda item, and may be revised at the meeting. Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the County Office of Education to a majority of members of the Board of Education less than 72 hours prior to that meeting are available for public inspection at 77 Santa Barbara Road, Pleasant Hill, California, during normal business hours. The County Board of Education will provide reasonable accommodations for persons with disabilities planning to attend Board meetings who contact the Clerk to the Board at least 48 hours before the meeting at (925) 942-3380 or Ljoseph@cccoe.k12.ca.us.*

AGENDA

**PROJECTED
TIMELINE**

ORDER OF BUSINESS

5:00 p.m.

1. CALL TO ORDER
2. OPENING PROCEDURES
 - 2.1 Pledge of Allegiance
 - 2.2 Roll Call
 - 2.3 Agenda Review and Adoption

Discussion/Vote

3 min/speaker*

3. PUBLIC COMMENT
 - 3.1 Items on the Agenda
 - 3.2 Items of Interest to the Public

4. RECOGNITIONS

- 4.1 Consider granting of a Contra Costa County High School Diploma to high school student DVHS 1-10/1/2014

Discussion/Vote

Principal Edward Brown has certified that this student has met all the requirements to receive a Contra Costa County High School Diploma. The student will be in attendance.

5. CLOSED SESSION - none

- 6. **PUBLIC HEARINGS** - none
- 7. **ADMINISTRATIVE ITEMS - Action and/or Information**
 - 7.1 **Superintendent (Ovick)**
 - 7.1.1 **Superintendent's Report** Information
 - 7.2 **Business Services**
 - 7.2.1 **Charter School Oversight** Discussion

A recent article from Ed Source identifies two reports and seven policy recommendations.
 - 7.2.2 **Staff Report (Clark)** Information
 - 7.3 **Educational Services**
 - 7.3.1 **Staff Report (Comfort)** Information
 - 7.4 **Human Resources**
 - 7.4.1 **Staff Report (Gaines/Sakata)** Information
 - 7.5 **Communications**
 - 7.5.1 **Staff Report** Information
 - 7.6 **Technology Systems**
 - 7.6.1 **Staff Report (Carey)** Information
 - 7.7 **Board**
 - 7.7.1 **Legislative Update** Information

There will be a review of current legislation regarding educational matters.
 - 7.7.2 **Recognition of Graduates** Information

Letter of recognition for students unable to attend Board graduation ceremony.
- 8. **PUBLIC COMMENT**
 - 8.1 **Items of Interest to the Public**
- 9. **CONSENT ACTIONS** Vote

By single motion, the Board approves/adopts/accepts/grants the following items or actions which reflect application of Board Policy and California Education Code. Any items marked "Consent" may be moved from the list at the option of a Board member or the Superintendent and acted on separately. Members of the public may comment on any "Consent" items during the Public Comment portion of the Board's meeting.

 - 9.1 **Consider approval of minutes for the September 17, 2014 Board meeting**

The Board will consider approving the minutes from the 9/17/14 Board meeting.

3 min/speaker*

9.2 Consider granting of a Contra Costa County High School Diploma to adult school student CCAS 1-10/1/2014

Contra Costa Adult School Principal, Angela Hatter, has certified that this student has met all the requirements to receive a Contra Costa County High School Diploma.

9.3 Consider granting of a Contra Costa County High School Diploma to adult school student CCAS 2-10/1/2014

Contra Costa Adult School Principal, Angela Hatter, has certified that this student has met all the requirements to receive a Contra Costa County High School Diploma.

9.4 Consider granting of a Contra Costa County High School Diploma to adult school student CCAS 3-10/1/2014

Contra Costa Adult School Principal, Angela Hatter, has certified that this student has met all the requirements to receive a Contra Costa County High School Diploma.

9.5 Consider granting of a Contra Costa County High School Diploma to high school student MM 1-10/1/2014

Mt. McKinley Principal, Lynn Mackey, has certified that this student has met all the requirements to receive a Contra Costa County High School Diploma.

10. CORRESPONDENCE/EVENTS CALENDAR

Information

10.1 Correspondence: *None.*

10.2 Calendar of Events:

December 14 – 16, CSBA Annual Conference, Moscone Center, San Francisco

December 16, Qtlly Awards Ceremony, WCDF, 11:00 a.m. – 12:00 p.m.

December 17, Qtlly Awards Ceremony, MCDF, 10:30 – 11:30 a.m.

11. BOARD REPORTS OF ACTIVITIES

Information

In addition to written reports, Board members may present oral reports of their activities.

12. ADJOURNMENT

The next regular meeting of the County Board of Education will be on Wednesday, October 15, 2014 at 5:00 p.m. at the County Office of Education, 77 Santa Barbara Road, Board Room, Pleasant Hill, CA. Agenda items for this meeting should be submitted to the Clerk to the Board no later than 4:00 p.m., October 8, 2014.

CONTRA COSTA COUNTY BOARD OF EDUCATION

AGENDA ITEM

ISSUE

Charter School Oversight

ANALYSIS

The recent article from Ed Source identified two reports (1) Public Accountability for Charter Schools: Standards and Policy Recommendations for Effective Oversight, and (2) Charter School Vulnerabilities to Waste, Fraud, and Abuse. The article identified seven policy recommendations:

- Traditional districts and charter schools should work together to ensure a coordinated approach that serves all children.
- School governance should be representative and transparent. Only 10 states – California is not among them – require a parent to be on the governing board.
- Charter schools should ensure equal access to interested students and prohibit practices that discourage enrollment or disproportionately push enrolled students out of school.
- Charter school discipline policy should be fair and transparent.
- Districts and charter schools should work together to ensure that facilities arrangements do not disadvantage students in either sector.
- Online charter schools should be better regulated for quality, transparency and the protection of student data.
- Monitoring and oversight of charter schools should be strong and fully funded by the state.

California Education Code (see below) appears to address many of the concerns raised in the article. Our office has not experienced any unusual difficulties with respect to charter oversight or fiscal issues.

Education Code 47605

(e) (1) In addition to any other requirement imposed under this part, a charter school shall be nonsectarian in its programs, admission policies, employment practices, and all other operations, shall not charge tuition, and shall not discriminate against any pupil on the basis of ethnicity, national origin, gender, gender identity, gender expression, or disability. Except as provided in paragraph (2), admission to a charter school shall not be determined

according to the place of residence of the pupil, or of his or her parent or guardian, within this state.

(2) (A) A charter school shall admit all pupils who wish to attend the school.

(B) If the number of pupils who wish to attend the charter school exceeds the school's capacity, attendance, except for existing pupils of the charter school, shall be determined by a public random drawing. Preference shall be extended to pupils currently attending the charter school and pupils who reside in the county except as provided for in Section 47614.5. Other preferences may be permitted by the chartering authority on an individual school basis and only if consistent with the law.

(C) In the event of a drawing, the county board of education shall make reasonable efforts to accommodate the growth of the charter school and in no event shall take any action to impede the charter school from expanding enrollment to meet pupil demand.

(g) The governing board of a school district shall require that the petitioner or petitioners provide information regarding the proposed operation and potential effects of the school, including, but not limited to, the facilities to be used by the school, the manner in which administrative services of the school are to be provided, and potential civil liability effects, if any, upon the school and upon the school district. The description of the facilities to be used by the charter school shall specify where the school intends to locate. The petitioner or petitioners shall also be required to provide financial statements that include a proposed first-year operational budget, including startup costs, and cash flow and financial projections for the first three years of operation.

Education Code 47605 (b)(5)

(E) The governance structure of the school, including, but not limited to, the process to be followed by the school to ensure parental involvement.

(H) The means by which the school will achieve a racial and ethnic balance among its pupils that is reflective of the general population residing within the territorial jurisdiction of the school district to which the charter petition is submitted.

(I) The manner in which annual, independent, financial audits shall be conducted, in accordance with regulations established by the state board, and the manner in which audit exceptions and deficiencies shall be resolved.

RECOMMENDATION

No recommendation. This is a Board discussion item.

Approved _____
Associate Superintendent

Item No 7.2.1

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Date _____

Bd. Agenda 10/01/14

CONTRA COSTA COUNTY BOARD OF EDUCATION

AGENDA ITEM

ISSUE

Recognition of Graduates

ANALYSIS

Letter of recognition for students unable to attend the Board graduation ceremony.

RECOMMENDATION

No recommendation. This is a Board matter.

Approved _____
Associate Superintendent

Item No. 7.7.2

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Date _____

Bd. Agenda 10/01/14

**County Board of Education
Ronald L. Stewart Center
77 Santa Barbara Road, Pleasant Hill, California
September 17, 2014**

- ROLL CALL:** Pamela Mirabella, Area 1 Trustee; Christine Deane, Area 2 Trustee; Daniel Gomes, Area 3 Trustee; Richard Asadoorian, Area 4 Trustee; and Cynthia Ruehlig, Area 5 Trustee.
- Absent:**
- Others:** Joseph Ovick, Karen Sakata, Pamela Comfort, Katie Gaines, Bill Clark, Mac Carey, Lindy Khan, Loreen Joseph and County Office staff.
- Presiding:** The regular meeting of the Contra Costa County Board of Education was called to order by Vice President Gomes at 5:00 p.m. with the recitation of the Pledge of Allegiance.
- AGENDA REVIEW AND ADOPTION** Ms. Mirabella moved, Mr. Asadoorian seconded, and the Board voted 5-0-0 to approve the agenda as amended. Ms. Mirabella pulled item 9.2, TCCs. Ms. Ruehlig pulled item 9.1, minutes.
- Ayes: Mirabella, Asadoorian, Gomes, Ruehlig, Deane
Noes: None
Absent: None
Abstain: None
- PUBLIC COMMENT** Ray Andersen introduced himself and said he is a candidate for trustee on the County Board of Education, Area 2.
- RECOGNITIONS - None**
- CLOSED SESSION**
- Consider the interdistrict transfer appeal of Student A-09/17/14 from the Antioch Unified School District to the Brentwood Union School District** The Board convened in closed session hearing at 5:05 p.m. to consider the interdistrict attendance transfer appeal of a parent for a child from the Antioch Unified School District to the Brentwood Union School District. The Board convened to closed deliberation at 5:35 p.m. The Board reconvened to closed session hearing at 5:42 p.m. and immediately to open session. On behalf of the Board, Hearing Facilitator, Lindy Khan, announced that the Contra Costa Board of Education voted 5-0-0 to deny the interdistrict transfer appeal of Student A-09/17/14 based upon Contra Costa County Board of Education Administrative Regulations 5200(E) 3.2, attendance of the student from out of the district will increase the district's maximum class size, or negatively affect the existing collective bargaining contract.
- ADMINISTRATIVE ITEMS**
- SUPERINTENDENT'S REPORT** Joseph Ovick, Ed.D., County Superintendent of Schools, thanked the Board members for attending the Teacher of the Year Dinner. He announced that the new Chief Communications Officer, Terry Koehne, will officially begin next week. He, along with Karen Sakata, and Richard Asadoorian recently attended the Antioch Teacher of the Year event. Tomorrow he will be interviewed by a reporter from the Huffington Post, regarding Congressman George Miller who is retiring.
- BUSINESS SERVICES**
- Update on the County School Service Fund (CSSF) Investment Activities** Bill Clark, Associate Superintendent, Business Services, shared that the agency's cash position continues to strengthen, bringing the balance to \$17.5 million as of the June 30 quarterly report. This amount has increased significantly from last year. The state economy continues to do well in terms of anticipated state revenue. So, the trend continues to be positive as far as overall state revenues.

Staff Report

Bill Clark shared a draft letter, prepared by legal counsel, to send to the Pittsburg Unified School District's (PUSD) legal counsel inviting two PUSD Board members to attend the next County Board Policy subcommittee meeting to discuss the County Board's expulsion appeal process.

Mr. Clark announced that Monday, September 15, a countywide charter petition was received. The petition is for a Contra Costa School of Performing Arts. This is a countywide petition and falls under a different Education Code than a charter petition coming as a denial from a school district. There is a ninety day timeline which would cross over the November election. Mr. Clark will share the petition with the Board at the first meeting in October. Mr. Gomes suggested holding the hearing after the November election because there may be new members on the Board. Mr. Clark said a thirty day extension can be requested. Therefore, the hearing could be held December 10 and the denial/approval meeting could take place at the first Board meeting in January to accommodate the board's interest in completing the review process following the November board elections. The Board was in agreement. Mr. Clark said it his understanding that the facility for the school would be in Concord and that the Mt. Diablo Unified School district has been notified. Mr. Asadoorian said the site will be at the Concord Pavilion. The City of Concord and management of the Pavilion have signed the agreement. In answer to a question from Ms. Ruehlig, Mr. Clark explained that the hearing is designed to gather input about the petition and for the public and petitioner to present information to the Board. As requested, he will follow up with legal counsel regarding returning to the procedure that allows the Board to ask questions at the hearing.

Ms. Ruehlig shared that she learned at the California County Boards of Education (CCBE) conference she attended recently, that charter schools can dismiss students instead of expelling them. Therefore, they would return to their school of residence and not go before the County Board of Education. Ms. Ruehlig asked Mr. Clark to check on the issue of the County Board of Education being listed as the appellate body in charter MOUs. Mr. Clark will research this and bring the information back to the Board.

Ms. Mirabella requested a meeting with staff as she has questions about charters she would like answered.

EDUCATIONAL SERVICES

Staff Report

Dr. Pamela Comfort, Associate Superintendent, Educational Services, shared that she enjoyed Institute Day, which took place on September 5. She thanked Dr. Ovick for making the Teacher of the Year Dinner a wonderful event. She also attended a Curriculum and Instruction Steering Committee (CISC) and Curriculum and an Instruction Leadership Council (CILC) meeting, where they discussed the new English Language Arts and English Language Development framework, a review of the LCAP approval process, and other critical topics.

In answer to a question n from Ms. Ruehlig, Dr. Comfort explained that the ROP program is on the student program side of Educational Services. The plan currently in place with all districts is to transition the funding for the program over the course of a number of years so that districts pick up more of the cost using their grade span funding from Local Control Funding Formula (LCFF). COE is still maintaining, developing, and bringing new courses for adoption. Training for ROP teachers is being provided and COE is working with the university system to make sure that many of the courses are A-G aligned. COE has agreed to slowly reduce the amount of funding that has been provided over a period of seven to eight years. COE provides funding for ROP out of LCFF funds.

Dr. Comfort recently enjoyed visiting Mauzy school as well, and remarked on the skill and dedication of county staff serving students with the greatest needs.

HUMAN RESOURCES

Staff Report

Katie Gaines, Assistant Superintendent, Human Resources, reported that the Health, Wellness, and Benefits Fair held this past Monday was well attended. Open enrollment for employees takes place September 15 through October 10, 2014.

Karen Sakata, Deputy Superintendent, shared that she and Ms. Gaines recently attended the second Mandated Reporting Task Force meeting, which is chaired by District Attorney Mark Peterson. Most school districts, the county office, Children and Family Services, police departments, and the Child Abuse Prevention Council attended. They will be meeting on a regular basis to look at standards for mandated reporting training. Ms. Sakata also attended the California County Board of Education (CCBE) conference with Board members. She thanked Mr. Asadoorian for his work on planning the conference. She said she has shared with Mr. Clark comments from the budget study sessions at the CCBE conference and gave him a copy of the Mendocino County budget which he reviewed. She announced that Ofelia Roxas has begun as the new Business Director with the County Office of Education.

COMMUNICATIONS

Staff Report

Dr. Ovick reported that the Communications Department is currently debriefing the Teacher of the Year event and getting ready for the next major event. The new Chief Communications Officer, Terry Koehne will begin next Monday.

TECHNOLOGY SYSTEMS

Staff Report

Mac Carey, Chief Technology Officer, reported that the COE has entered into an agreement with Imperial County Office of Education to implement SB 852. Only one district, Canyon Elementary School District, qualifies and Imperial County HSN is currently working with them to provide the data needed to submit their application for a broadband grant. The other part of SB 852 is the statewide network connectivity report. The state would like county offices to help gather information and enter it in a statewide database. Twenty-one sites have been asked to fill out this report to provide a sampling of Contra Costa County. An E-rate 2.0 workshop is being offered Wednesday in tandem with a consulting firm to help the districts with understanding and planning the changes E-rate has adopted for the coming years. Discounts for voice data will be phased out over the next three years. Money will be available for wireless implementation. Mr. Carey suggested January 21 for a Board workshop for training the Board and staff on the online agenda program, Board Docs.

BOARD

Legislative Update

None

PUBLIC COMMENT

None

CONSENT AGENDA

**Consider approval of minutes of
September 3, 2014**

Mr. Mirabella moved, Ms. Ruehlig seconded, and the Board voted 5-0-0 to approve Item 9.1 as corrected, Item 9.2, and the remaining Consent Agenda as presented.

Temporary County Certificates (TCCs)

Ayes: Mirabella, Gomes, Asadoorian, Deane, Ruehlig
Noes: None
Absent: None
Abstain: None

**Consider granting of a High School
Diploma to high school student
MM 1-09/17/14**

**Consider granting of a High School
Diploma to high school student
MM 2-09/17/14**

**Consider granting of a High School
Diploma to high school student
MM 3-09/17/14**

**Consider granting of a High School
Diploma to high school student
MM 4-09/17/14**

**CORRESPONDENCE/EVENTS
CALENDAR**

Correspondence: None

Calendar of Events:

December 14 – 16, CSBA Annual Conference, Moscone Center, San Francisco

December 16, Qtly Awards Ceremony, WCDF, 11:00 a.m. – 12:00 p.m.

December 17, Qtly Awards Ceremony, MCDF, 10:30 – 11:30 a.m.

BOARD REPORTS OF ACTIVITIES

Ms. Deane would like to send a congratulatory note to high school diploma recipients. Board consensus is that this should come back as an agenda item.

Ms. Ruehlig attended the Teacher of the Year Dinner, the CCBE Conference, and the meeting of the Contra Costa College District regarding the issue of a land swap for a new facility in the far east area of Contra Costa County.

Ms. Asadoorian attended the Clayton Valley Charter High School Board meeting. He attended the Antioch Education Foundation Dinner and the CCBE conference.

Ms. Mirabella attended Institute Day, the Teacher of Year Dinner, and the CCBE conference. Mr. Gomes attended the Teacher of the Year Dinner.

Ms. Deane attended Institute Day and the Teacher of the Year Dinner. She visited Byron Boys' Ranch and two community schools with Lynn Mackey. She also met with the superintendents of Walnut Creek, San Ramon Valley and Orinda school districts. She attended the CCBE conference as well.

Meeting adjourned at 7:24 p.m.

Joseph A. Ovick, Ed.D., Ex Officio Secretary
County Board of Education

Copies of all resolutions adopted by the Board are on file in the Office of the Superintendent, Ex Officio Secretary of the Board of Education.

These unadopted minutes are summaries and excerpts from the regular meeting of September 17, 2014, and are subject to amendments and/or correction prior to the approval of the County Board of Education.

For further information, contact Loreen Joseph, (925) 942-3380, ljoseph@cccoe.k12.ca.us.