

**Contra Costa County Board of Education**  
**MINUTES**  
BOARD OF EDUCATION MEETING  
November 16, 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, County Superintendent of Schools  
Denise Porterfield, Deputy Superintendent, Business Services  
Norma Gonzales, Assistant Superintendent, Human Resources  
Nick Berger, Senior Director, Student Programs  
Marsha Tokuyoshi, Senior Director, Educational Services  
Marcus Walton, Director, Communications and Special Projects  
Natalia Ciccone, Exec. Asst. to the Superintendent and Board  
Michelle Kiernan, Exec. Asst. to the Superintendent and Board  
Neil McChesney, Coordinator, Charter School Oversight  
John Hild, Director, General Services  
Brian Murtagh, Principal  
Cynthia Schwerin, Assistant County Counsel

**1. CALL TO ORDER**

**1.1 The President will call the meeting to order**

Board President, Sarah Butler called the Board meeting to order at 5:01 p.m.

**1.2 Resolution #15-22/23: AB 361 Resolution to Authorize Teleconferencing for Meetings – ACTION**

Action: Adopt the resolution as presented

Motion by Anamarie Avila Farias, second by Annette Lewis

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

No: None

Absent: None

Final Resolution: Motion Passes

**2. GENERAL INFORMATION**

**2.1 General Information**

**3. OPENING PROCEDURES**

**3.1 Roll Call**

All Board Members were present.

**3.2 Pledge of Allegiance**

Trustee Butler led the Board in a Pledge of Allegiance

**3.3 Agenda Review and Adoption**

Trustee Farias requested items 9.5 and 9.6 to be postponed to the next meeting.

Action: Approve postponing items 9.5 and 9.6.

Motion by Anamarie Avila Farias, second by Consuelo Lara

Yes: Sarah Butler, Anamarie Avila Farias, Consuelo Lara

No: Mike Maxwell, Annette Lewis

Absent: None

Final Resolution: Motion Passes

Action: Approve agenda without 9.5 and 9.6.

Motion by Anamarie Avila Farias, second by Consuelo Lara

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

No: None

Absent: None

Final Resolution: Motion Passes

### **3.4 Board Meeting Minutes – September 7, 2022- ACTION**

Action: Adopt the minutes for Board of Education meeting as amended with minor edits.

Motion by Annette Lewis, second by Anamarie Avila Farias

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

No: None

Absent: None

Final Resolution: Motion Passes

## **4. CLOSED SESSION**

**4.1 None.**

## **5. RECOGNITIONS**

### **5.1 Resolution #16-22/23: Anti-Book Banning**

Action: Approve resolution as presented.

Motion by Consuelo Lara, second by Anamarie Avila Farias

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

No: None

Absent: None

Final Resolution: Motion Passes

### **5.2 Recognition of Education Champion (WALTON)**

Contra Costa County Superintendent of Schools Lynn Mackey occasionally recognizes an Education Champion to thank our valued partners for their help, collaboration and support of public education. For the month of November 2022, April Rovero, CEO and Founder of the National Coalition Against Prescription Drug Abuse, was selected to receive the CCCOE Education Champion award.

## **6. CONSENT AGENDA**

### **6.1 Consent Agenda**

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

### **6.3 Consider Granting of a Contra Costa County High School Diploma to Adult School Student CCAS1–111622 (BERGER)**

### **6.4 Consider Granting of a Contra Costa County High School Diploma to Adult School Student CCAS2–111622 (BERGER)**

### **6.5 Consider Granting of a Contra Costa County High School Diploma to Community School Student GGCS1–111622 (BERGER) - ACTION**

### **6.6 Consider Acceptance of Public Gift (BERGER)**

Action: Approve the consent agenda as presented.

Motion by Mike Maxwell, second by Anamarie Avila Farias

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

No: None

Absent: None

Final Resolution: Motion Passes

## **7. PUBLIC COMMENT**

### **7.1 Public Comment**

Kevin King

## **8. PUBLIC HEARINGS**

8.1 None.

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

### **9.1 Charter School Update (MCCHESNEY) - INFORMATION**

Neil McChesney, Charter Oversight Coordinator, provided a monthly update including an update on the Annual Oversight Visit process, CDE updates, charter visits and LCAP presentation updates. He also introduced representatives from Summit K2 Public Schools and Making Waves Academy for their annual LCAP presentations. These presentations are an opportunity for the charter schools to inform the Board members of their current performance and progress with focus on their most recent LCAPs and their goals, actions and expenditures associated with it.

Chief Executive Officer Alton Nelson, Jr., presented the 2022-23 LCAP for Making Waves Academy. Middle School Executive Director Kacy Robinson and High School Executive Director Megan Lee presented the 2022-23 LCAP for Summit K2 Public Schools.

### **9.2 Reading Intervention at Mt. McKinley – Multi-Tiered System of Supports Presentation (BERGER) – INFORMATION**

Nick Berger, Senior Director, Student Programs, introduced Brian Murtagh, Principal, Mt. McKinley Schools, who provided an update on reading intervention Multi-Tiered System of Supports (MTSS) at the school. Murtagh provided information on current demographics, reading intervention supports and how to use data available to increase reading gains and intervention support for students with reading disabilities.

### **9.3 Labor Agreement Proposals - CCCSEA (GONZALES) – INFORMATION**

Norma Gonzales, Assistant Superintendent, Human Resources, presented labor agreement proposals: initial proposals for reopener agreement from CCCSEA/CTA/NEA and management with representatives of the Certificated Unit. These proposals were presented in accordance with Board Policy 4135.31 regarding the public noticing of collective bargaining proposals.

### **9.4 Electric Vehicle Charging Station Easement (PORTERFIELD) – ACTION**

Denise Porterfield, Deputy Superintendent, brought forward resolution #14-22/23 to request a conveyance of an easement to Pacific Gas & Electric Company in Connection with the PG&E EV Charge Schools and Parks Program. John Hild, Director, General Services, presented information about the program for the Board's consideration.

Action: Approve the easement deed to support the completion of the electric vehicle charging station at the Stewart Building.

Motion by Annette Lewis, second by Mike Maxwell

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

Nos: None

Final Resolution: Motion Passes

### **9.5 Consider Increase in County Board of Education Compensation (PORTERFIELD) – ACTION**

Agenda item postponed to the next Board meeting per vote in item 3.3.

### **9.6 County Superintendent, Compensation (PORTERFIELD) – ACTION**

Agenda item postponed to the next Board meeting per vote in item 3.3.

### **9.7 Policy Standing Committee: Second Reading & Review (MACKEY) – ACTION**

Superintendent Lynn Mackey introduced the second reading of Board policy 5113.1 Chronic Absence and Truancy and the Policy Committee's recommendation to eliminate BP 5111 Admission Into Schools Programs because it is out of date and not aligned with current practice and CSBA recommendations.

Action: Approve policies as presented.

Motion by Mike Maxwell, second by Anamarie Avila Farias

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

Absent: None

No: None

Final Resolution: Motion passes

### **9.8 Policy Standing Committee: First Reading & Review (MACKEY) – INFORMATION**

Superintendent Lynn Mackey introduced the first reading of several policies and the recommendation of elimination of several others. The Policy committee reviewed and discussed changes to policies that were older and out-of-date and were not in alignment with CSBA recommendations. The committee voted to bring to the full Board the proposed changes discussed in the Nov. 1, 2022, meeting. The following policies were updated and presented to the Board: SP 5113.12 County School Attendance Review Board, BP and SP 5113.2 Work Permits, BP 5131.5 Vandalism and Graffiti, BP and SP 5131.62 Tobacco, BP and SP 5132 Dress and Grooming, BP and SP 5141 Health Care and Emergencies, SP 5141.22 Infectious Diseases, and BP 5125 Student Records. The following policies were proposed for elimination: BP 5000 Concepts and Roles in Student Personnel, BP 5140 Award for Achievement, BP 5140 Welfare, BP 5141.2 Health Education, AR 5124 Reporting to Parents, AR 5125.1 Student Records, Confidentiality, AR 5125.2 Photographing Students, and AR 5145.13 Research on Students. The Board policies will be brought forward for the second reading and approval at the next Board meeting.

### **9.9 Closing of Orin Allen Youth Rehabilitation Facility (MACKEY) – ACTION**

Superintendent Mackey discussed the plan and timeline for the Mt. McKinley students when Orin Allen Youth Rehabilitation Facility closes. There has been a rapid decline in the student population at the facility of the practices in the legal system that no longer detain youth for non-violent offenses. OAYR is a minimum-to-medium security facility. Moving forward, these students with these types of offenses would not be adjudicated into a locked facility and instead would be put into a diversion program or other program in the community with wraparound support. There is a 90-day transition plan that will be communicated to all stakeholders.

### **9.10 Create a Student Board Member Position on the County Board of Education (LARA) – DISCUSSION**

Trustee Consuelo Lara introduced the topic of creating a Student Board member position to the Contra Costa County Board of Education in accordance with Assembly Bill 824 which goes into effect July 1, 2023. Board members agreed that having student representation on the Board would be welcomed. The Policy committee will work on crafting a policy at its next meeting and present to the full Board.

### **9.11 Move Agenda Items That Do Not Require Discussion into Consent (FARIAS) – DISCUSSION/ACTION**

Trustee Anamarie Farias introduced the topic of moving informational items that do not require discussion into Consent to focus the meeting on business items that require action. Trustee Farias suggested a more streamlined agenda would also be better for the public and gives more clarity of the role of the CCC BOE. Board president Sarah Butler suggested trying this method of agenda management and then evaluating in a few months.

### **9.12 Return to In-Person Meetings (FARIAS) – ACTION**

Trustee Farias introduced the topic a hybrid model for Board meetings, allowing Board members who want to meet in-person to do so while utilizing the virtual option for other Board members who do not, and also allow virtual access for the public. The Contra Costa County Office of Education has been meeting virtually under AB 361 while the state of California has been under a state of emergency due to the COVID-19 pandemic. With cases declining and mask mandates lifted, Board members discussed at the October 19, 2022, returning to in-person put the matter to a vote at the next regular Board meeting. After February 28, 2023, AB 2449 will allow teleconferencing on a limited basis and required virtual option for the public to participate in meetings.

Action: Approve for the Board to return to in-person and allow for the public to participate in person or remotely.

Motion by Annette Lewis, second by Mike Maxwell  
Yes: Annette Lewis, Mike Maxwell  
No: Sarah Butler, Anamarie Avila Farias, Consuelo Lara  
Absent: None  
Final Resolution: Motion fails

Action: Approve for Board meetings to meet in a hybrid model as allowed by AB 361.  
Motion by: Anamarie Avila Farias, second by Consuelo Lara  
Yes: Sarah Butler, Anamarie Avila Farias, Consuelo Lara, Annette Lewis, Mike Maxwell  
No: None  
Final Resolution: Motion passes

## **10. SUPERINTENDENT'S UPDATE**

### **10.1 Superintendent's Update**

Williams Settlement visits have been completed for the year and packets have been distributed.  
Karen Eaton, English Language Arts Learning Acceleration Coordinator, is going to be presenting at the Contra Costa Reading Association. The topic of the workshop topic is Instructional Shifts and Strategies Based on the Science of Reading research.  
Erin Roberts, English Language Arts and English Language Development Coordinator, presented this month at the California Educational Research Association sharing information about the California's State Literacy Development Grant of which the CCCOE is the state lead for this work.  
Continued visiting school districts and school sites including Acalanes Union High School District, Byron Union School District, Orinda Union School District, Liberty Union High School District and Brentwood Union School District  
Attended meetings as part of the Reimagining Youth Justice Task Force  
Attended district-wide and agency-wide job fairs hosted by CCCOE.  
Attended Five 5 Open House.  
Participated in racial justice oversight meeting  
Attended meeting hosted by Senator Steve Glazer for superintendents to discuss hot topics in education

## **11. CABINET MEMBER UPDATES**

### **11.1 Cabinet Member Updates**

None.

## **12. BOARD UPDATES**

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

Charter Committee (LARA) – Next meeting scheduled for Tuesday, Nov. 29  
Policy Committee (MAXWELL) – Will work on student board member policy and give update next month  
Budget Committee (MAXWELL) – nothing to report  
Legislative Committee (LEWIS) – nothing to report

### **12.2 Board Member Updates**

Annette Lewis-  
Attended Veterans' ceremony at Antioch

Consuelo Lara-  
Visited Manzanita School  
Attended Board of Supervisors meeting  
Attended National K12 School Safety Summit by Cybersecurity & Infrastructure Security Agency (CISA)  
Attended School Site Council meetings  
Mike Maxwell-  
Attended two football games – Clayton vs. Monta Vista and San Ramon vs. Monta Vista  
Invited to a Town Hall discussion about the difference between public, private and charter schools at the Danville Congregational Church

Anamarie Avila Farias-  
Attending school board meetings in her district

Sarah Butler-  
Attended School Site Council meetings

### **12.3 Future Agenda Items**

2023 CSBA Coast 2 Coast Federal Advocacy trip in April  
Climate resolution  
School safety topic

## **13. EVENTS CALENDAR**

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

CSBA Annual Education Conference, Dec. 1-3

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

Next meeting is scheduled for December 14.

## **14. ADJOURNMENT**

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

President Butler adjourned the meeting at 8:33 p.m.