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

SPECIAL BOARD MEETING

Wednesday, February 26, 2014 Start Time: 6:00 p.m.

BOARD OF EDUCATION

Pamela M. Mirabella, Clerk

Ellen M. Elster, President

Daniel A. Gomes, Vice President

Richard P. Asadoorian

Cynthia T. Ruehlig

Trustee Area 1

Trustee Area 2

Trustee Area 3

Trustee Area 4

Trustee Area 4

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 response, 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

6:00 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. per speaker*

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

4. BOARD OF EDUCATION

4.1 Receive legal opinion from Olson Hagel & Fishburn LLP regarding the law with respect to the placement of a ballot measure before the voters of Contra Costa County by the County Board of Education to make the elected position of County Superintendent of Schools an appointed position; consider waiving the attorney client privilege and making the opinion public.

Discussion/Vote

ORDER OF BUSINESS

On February 19, 2014, a majority of the Board approved the retention of the law firm Olson Hagel & Fishburn LLP to prepare a legal opinion regarding the Board's authority to put a measure on the ballot to convert the position of the County Superintendent of Schools from an elected position to a position appointed by the Board. The Board may wish to make the opinion public and discuss how the opinion impacts Agenda Item 4.2, a proposed resolution presented by Board Vice President Dan Gomes regarding a ballot measure.

Receive the legal opinion prepared by Olson Hagel & Fishburn LLP, and consider waiving the attorney client privilege to make the opinion public for discussion.

4.2 Board Member Gomes is presenting to the Contra Costa County Board of Education (CCCBOE) Resolution 11-13/14 ordering an election that would give the voters of Contra Costa County the opportunity to vote on whether the CCCBOE should appoint the county superintendent of schools or the electorate should continue to elect the county superintendent of schools, and requesting that the Contra Costa County Board of Supervisors place the item on the primary election ballot in June 2014.

This is being presented at this time as an action item.

5. ADJOURNMENT

The next regular meeting of the County Board of Education will be on Wednesday, March 5, 2014, at 5:00 p.m. at the County Office of Education, 77 Santa Barbara Road, Pleasant Hill, CA. Agenda items for this meeting should be submitted to the Clerk to the Board no later than 5:00 p.m., Wednesday, February 26, 2014.

Roll Call Vote