

**CONTRA COSTA COUNTY
BOARD OF EDUCATION
MINUTES
August 12, 2015**

MEMBERS PRESENT

Pamela Mirabella, Area 1 Trustee
Christine Deane, Area 2 Trustee
Daniel Gomes, Area 3 Trustee
Mike Maxwell, Area 4 Trustee
Jeff Belle, Area 5 Trustee

ABSENT

None

STAFF PRESENT

Karen Sakata, Superintendent
Pamela Comfort, Deputy Superintendent
Bill Clark, Associate Superintendent, Business Services
Katie Gaines, Assistant Superintendent, Human Resources
Terry Koehne, Chief Communications Officer
Mac Carey, Chief Technology Officer

1. CALL TO ORDER

President Mirabella called the meeting to order at 4:31 p.m.

2. OPENING PROCEDURES

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

Ayes: Deane, Belle, Mirabella, Maxwell, Gomes
Noes: None
Absent: None
Abstain: None

3. CLOSED SESSION

Consider Interdistrict Attendance Transfer Appeal of Student A-08/12/15 from Moraga School District to the Orinda Union School District

The Board convened in closed session hearing at 4:40 p.m. to consider the interdistrict attendance transfer appeal for Student A-08/12/15 from Moraga School District to Orinda Union School District. The Board convened to closed deliberation at 5:27 p.m. The Board reconvened to closed session hearing at 5:37 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 attendance transfer appeal of Student A-08/12/15 based upon Contra Costa County Office of Education Administrative Regulation 5200, 3.10 - lack of space for the student in the receiving district.

4. RECOGNITIONS

4.1 Consider Granting of a Contra Costa County High School Diploma to High School Student DVHS 1 08/12/15

4.2 Consider Granting of a Contra Costa County High School Diploma to High School Student DVHS 2 08/12/15

Maxwell moved, Belle seconded, and the Board voted 5-0-0 to grant high school diplomas to high school students DVHS 1 08/12/15 and DVHS 2 08/12/15. Student DVHS 1 08/12/15 attended the meeting. Superintendent Sakata and Board President Mirabella presented the student with his diploma and offered their congratulations.

5. PUBLIC COMMENT

Wendy Lack read a statement asking Mr. Belle to resign. Denise Lambert suggested closed sessions be held in a different room. Willie Mims stated he is a friend of Mr. Belle. Kipp Penovich thanked the Board for allowing the public to speak. Allison Snow and Lisa Anderson shared concerns regarding the investigation of Clayton Valley Charter High School.

6. PUBLIC HEARINGS - none

7. CONSENT AGENDA

Maxwell moved, Deane seconded, and the Board voted 3-1-1 (Gomes no, Belle absent for vote). Mr. Gomes stated he voted no because he does not approve of Item #7.6 Donation of Fire Engine.

Ayes: Deane, Mirabella, Maxwell

Noes: Gomes

Absent: Belle

Abstain: None

7.2 Board Meeting Minutes - July 15, 2015 and July 29, 2015

7.3 Temporary County Certificates (TCCs)- July 2015

7.4 Consider Granting of a Contra Costa County High School Diploma to Adult School Student CCAS 1 08-12-15 from the Contra Costa Adult School Program

7.5 Consider Approval of Lease Agreement between Contra Costa County Board of Education and Pittsburg Unified School District for Use of Regional Occupational Program (ROP) Classroom

7.6 Consider Acceptance of a Donated Fire Engine from the City of Alameda Fire Department to Contra Costa County Office of Education's Regional Occupational Program (ROP)

7.7 Consider Acceptance of Public Gift

Donation of 2 pallets of materials, 285 school supply kits, and 400 dental kits for a total of approximately \$18,500 of materials from K to College to support McKinney-Vento homeless students at the following districts: Oakley Union Elementary School District, Pittsburg Unified School District, Byron Union School District, Brentwood Union School District, Mount Diablo Unified School District, Antioch Unified School District, John Swett Unified School District, and West Contra Costa Unified School District.

Pulled from Consent Agenda

7.8 Williams Uniform Complaint Fourth Quarterly Report Public Comment

Public Comment

Willie Mims commented on the fact that there were no complaints in the report.

Gomes moved, Maxwell seconded, and the Board voted 5-0-0 to approve item 7.8 as presented.

Ayes: Deane, Belle, Mirabella, Maxwell, Gomes

Noes: None

Absent: None

Abstain: None

8. SUPERINTENDENT'S UPDATE

Superintendent Sakata shared she has visited most of the Teachers of the Year. On July 31 she participated in the Better Together, California Teachers Summit at Cal State University East Bay. Ms. Sakata also participated in the

California County Superintendents Educational Services Association (CCSESA) Task Force. On August 5 she attended the Student Privacy Conference at Monte Vista High School in San Ramon Valley USD with Chief Information Officer, Terry Koehne.

9. BUSINESS/ACTION ITEMS

9.1 Caliber Beta Academy Charter School LCAP Presentation

Natalie Walchuk, Founding School Leader, gave a report on the schools' Local Control Accountability Plan and answered clarifying questions from the Board.

9.2 Consider Approval of the 2015-2016 Spring Release of the Consolidated Application

Bill Clark, Associate Superintendent, Business Services, explained the annual process. Lindy Khan, Director, Innovation and Support, shared there are very few changes from last year.

Maxwell moved, Gomes, seconded, and that Board voted 5-0-0 to approve the 2015-2016 spring release of the Consolidated Application as presented.

Ayes: Deane, Belle, Mirabella, Maxwell, Gomes
Noes: None
Absent: None
Abstain: None

9.3 Consider Approval of a Memorandum of Understanding between the Contra Costa County Board of Education and the Contra Costa School of Performing Arts (CCSPA)

Associate Superintendent, Business Services, Bill Clark, explained that in response to Board direction, an MOU was prepared in collaboration with Mr. McChesney and his team.

Public Comment

The following expressed disappointed regarding the approval of Contra Costa School of Performing Arts: Dorothy Weisenberger, Denise Lambert, and Guy Moore.

Board Comments/Questions

Mr. Maxwell asked that a link to the CCSPA agendas be posted on the COE website. Mr. McChesney said the posting of agendas will be compliant with the Brown Act. Ms. Mirabella said she believes the Pavilion is a good site for the school, but has concerns about the financing of the site. Ms. Deane said she doesn't see a problem with Plan B, in the event the Pavilion cannot be negotiated, CCSPA would go to the Mt. Diablo USD for use of a facility. Mr. Gomes suggested someone on staff oversee the charters the COE authorizes to ensure they are meeting the requirements in the MOUs. He said he is impressed with the \$2 million bank guarantee. Mr. Clark explained the \$2 million is soft money factoring on potential receivables based on future enrollment. In answer to a question from Mr. Belle, Mr. McChesney explained that he has received support from the Concord and Clayton city councils. He stressed that safeguards have been built into the MOU to ensure the school will not be allowed to open if there is not a written lease and they don't pass a comprehensive inspection site list by a certain date. Ms. Mirabella asked staff to present to the Board the timeline for the site inspections. She also expressed concerns regarding the appeal process for expulsions. She said she agrees with staff's findings that the deficiencies cannot be clarified nor corrected in the MOU.

Belle moved, Gomes seconded, and the Board 4-0-1 to approve the Memorandum of Understanding as amended. The checklist of items will be substantially complete before opening and the Board will be kept abreast of progress.

Ayes: Deane, Belle, Maxwell, Gomes
Noes: Mirabella
Absent: None
Abstain: None

9.4 Presentation - Advisory Report: Clayton Valley Charter High School (CVCHS) Compliance Investigation

Superintendent Sakata stated that a voluminous amount of complaints regarding many issues at CVCHS were received by the County Office of Education. Therefore, it was decided to launch a formal investigation and Dannis Woliver and Kelly (DWK) were solicited to conduct the investigation. She introduced DWK attorneys Lauren Charneski and Clarissa Canady, who shared a PowerPoint presentation and explained the investigation process and content of the advisory report, as well as the analysis and conclusions. The COE may elect to implement none, some, or all recommendations in the report.

Public Comment

The following spoke in support of Clayton Valley Charter High School: Kristopher Carpenter, Dave Linzey, Rachael Tillman, Richard Asadoorian, Megan Komer, Gregory Rolen, Sarah Breon, Howard Geller, Marymac Propersi, Marcia Mason, Stephanie Nocerino, Kevin King, April Winship, Willie Mims, and Juliana Teach.

The following shared concerns regarding Clayton Valley Charter High School: Denise Lambert, Dorothy Weisenberger, Shannon Brandt, Kipp Penovich, Brian Costello, Laurie Arbour, Guy Moore, Allison Snow, Misha Safran, Kristi Buchholz, Matt Mazzei, Lisa Anderson, and Dee Billeter.

Board Comments/Questions

Mr. Gomes said a better job could have been done in regard to keeping track of what was going on at the school. Mr. Maxwell commended the attorneys for their work on the report. Ms. Deane said she wants to public to know that it was in the best interest of the investigation for the Board to not to have contact with either side. Ms. Mirabella asked what the next steps were. She said she would like a forensic study of the budget be done. Ms. Sakata said she will reach out to CVCHS and meet with their Board president and Mr. Linzey to discuss the recommendations. She will report the progress to the COE Board.

After a brief break, the Board reconvened at 8:45 p.m.

10. CABINET MEMBER UPDATES

Assistant Superintendent, Human Resources, Katie Gaines, announced Substitute Teacher Fairs will be held on October 6 and 14. Chief Communications Officer, Terry Koehne, invited the Board to the Teacher of the Year Dinner September 24. Chief Technology Officer, Mac Carey, is working with a non-profit to apply for a Challenge Grant from Google for the West Contra Costa USD.

11. LEGISLATIVE UPDATE

Ms. Mirabella will be working on CCBE platform and priorities for next year at the conference in September.

12. CORRESPONDENCE

Ms. Mirabella shared she received a Public Records Act request from Kevin King.

13. EVENTS CALENDAR

September 11 - 13, CCBE Fall Conference, Monterey
September 24, 6:00 p.m., Teacher of the Year Dinner, Concord Hilton, 1970 Diamond Blvd., Concord
December 3 - 5, CSBA Annual Conference, San Diego

13.2 Board Meeting Dates

BOARD MEETING DATES		
Board Meeting	January 14	5:00 p.m.
Board Meeting	February 4	5:00 p.m.
Board Retreat	February 18	5:00 p.m.
Board Meeting	March 4	5:00 p.m.
Board Meeting	March 18	5:00 p.m.
Board Meeting	April 15	5:00 p.m.
Board Meeting	May 6	5:00 p.m.
Budget Workshop	May 20	4:00 p.m.
Board Meeting	May 20	6:00 p.m.
Budget Workshop	June 3	4:00 p.m.
Board Meeting	June 3	6:00 p.m.
Board Meeting	June 17	5:00 p.m.
Board Meeting	July 15	5:00 p.m.
Board Meeting	August 12	5:00 p.m.
Board Meeting	September 2	5:00 p.m.
Board Meeting	September 16	5:00 p.m.
Board Meeting	October 7	5:00 p.m.
Board Meeting	October 21	5:00 p.m.
Board Meeting	November 4	5:00 p.m.
Board Meeting	December 9	5:00 p.m.

14. BOARD REPORTS

Ms. Mirabella attended the July 25 CCC League of Women Voters meeting. On July 28 she attended the El Cerrito Democratic Club Meeting. She attended the Students for Education Reform meeting on August 1 and on August 5 attended the CCC Mayors Conference. She also attended the CCC Democratic Party picnic on August 9. She attended the Teacher of the Year speeches at the COE on August 10. Ms. Deane shared she was on the nominating committee for the California County School Board. There is no candidate for the vice president and asked the Board if they knew of anyone who may be interested.

15. ADJOURNMENT

Meeting adjourned at 10:10 p.m.