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Enactment Number	
Enactment Date	



Memo

To Board of Education

From Tony Smith, Superintendent
Vernon Hal, Deputy Superintendent, Business and Operations

Board Meeting Date June 12, 2013

Subject Public Hearing and Adoption by Board of Education of Resolution No. 1213-0189 Acceptance of and Flexible Use of SB70 Tier III Funds - \$39,182,082 - and Adopting Same into 2013-2014 District Budget.

Action Requested Public Hearing and Adoption by Board of Education of Resolution No. 1213-0189 - Acceptance of and Flexible Use of SB70 Tier III Funds - \$39,182,082 - and Adopting Same into 2013-2014 District Budget.

Background Assembly Bill 189 amended Education Code Section 42605 and changed the public hearing requirement regarding the use of the Tier III funds. The original ABX4 2, Education Code Section, 42605, paragraph (c) (2) and (3) requires an annual public hearing on the proposed use of funds for the Tier III Categorical Programs. Now the public hearing must be held at a regularly scheduled board meeting prior to and independent of the meeting at which the annual budget will be adopted.

Discussion Present and discuss the acceptance of SB70 Categorical Tier III Flexibility Funds and present, discuss and approve the proposed use SB70 Categorical Tier III Flexibility Funds; the proposed use of funds is for any educational purpose in order to provide services to school districts and for student programs. District staff will be available to answer any questions concerning the acceptance of and use of the SB70 Categorical Tier III Flexibility Funds.

Recommendation Public Hearing and Adoption by the Board of Education of Resolution No. 1213-0189 – SB70 Categorical Tier III Flexibility for acceptance of and use of funds for 2013-2014 Fiscal Year.

Attachments **Resolution No. 1213-0189**

**RESOLUTION OF BOARD OF EDUCATION
OF THE
OAKLAND UNIFIED SCHOOL DISTRICT
Resolution No. 1213-0189**

SB70 Tier III Flexibility Acceptance and Uses of Funds

WHEREAS, the enacted 2013/14 California State Budget and SB70, Chapter 7/2012, Statutes of 2009, authorizes school districts to use funding received from the State for Tier III programs, for any educational purpose, to the extent permitted by federal law, for seven years from 2008/09 through 2014/15 pursuant to Education Code 42605; and,

WHEREAS, the Superintendent of Schools is recommending that said funds be flexed, accepted and used to meet District education needs as outlined in the Resolve clause below in the amount of \$39,182,082,

NOW, THEREFORE, BE IT RESOLVED, upon recommendation of the Superintendent of Schools, the Board of Education hereby accepts and approves for District the use of SB70 Tier III funds as stated below, pursuant to the terms and conditions of the enacted legislation, and, hereby, concurrently incorporates and adopts said funds in the sum of \$39,182,082, into and as part of the adopted 2013-2014 District budget as stated below:

PROGRAM NAME TO BE USED Fund 1	OUSD Resource Code	Amount of Use	Programs/Purposes
CLASS SIZE REDUCTION, 9-12	0500	499,644	To meet educational needs
COMMUNITY DAY SCHOOLS	0501	29,621	To meet educational needs
FD14-TIER3 DEFER MAINTENANCE	0502	1,547,420	To meet educational needs
NATL BOARD CERT TCHR INCENTIVE	0503	90,563	To meet educational needs
COMMUNITY BASED TUTORING GRANTS (ADULT ED)	0504	322,410	To meet educational needs
FUND 03-REGIONAL OCCUPATIONAL PRGM	0505	1,599,679	To meet educational needs
TIER3 - ADULT ED APPORTIONMENT	0506	11,498,823	To meet educational needs
SCHOOL SAFETY VIOLENCE PREVENTION	0507	462,572	To meet educational needs
ARTS AND MUSIC BLOCK GRANTS	0508	575,520	To meet educational needs
CAHSEE INTENSIVE INSTR SRVS	0509	413,908	To meet educational needs
SUPPLEMENTAL SCHL COUNSELING	0510	1,137,598	To meet educational needs
GIFTED & TALENTED EDU GATE	0511	274,675	To meet educational needs
INSTRUCTIONAL MATERIALS	0512	2,147,046	To meet educational needs
PEER ASSISTANCE & REVIEW PAR	0514	181,848	To meet educational needs
CERTIFICATED STAFF MENTORING	0515	65,022	To meet educational needs
STAFFDEV MATH READING SB472	0516	182,379	To meet educational needs
TEACHERS EBGLISH LANG LEARNERS	0517	103,212	To meet educational needs
STAFFDEV ADMIN TRAINING AB75	0518	26,671	To meet educational needs
PUPIL RETENTION BLOCK GRANT	0519	1,309,683	To meet educational needs
TEACHER CRENDENTIAL BLOCK GRANT	0520	1,376,323	To meet educational needs
PROFESSIONAL DEV BLOCK GRANT	0521	1,003,490	To meet educational needs
TARGETED INSTR IMPROVEMENT (TIIG)	0522	10,094,682	To meet educational needs
SCHOOL & LIBRARY IMPROVEMENT	0523	3,456,068	To meet educational needs
ALT CERT PROG FOR INTERN TCHR	0525	783,225	To meet educational needs
Grand Total		39,182,082	

PASSED AND ADOPTED by the Governing Board of the Oakland Unified School District on this 12 day June 2013, by the following vote:

AYES:

NOES:

ABSTAINED:

ABSENT:

I hereby certify that the foregoing is a full, true and correct copy of a Resolution adopted by the Board of Education of the Oakland Unified School District at a publicly noticed Regular Meeting of said Board held June 26, 2013.

Edgar Rakestraw, Jr.
Secretary, Board of Education
Oakland Unified School District
Alameda County, California

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