

Date: March 23, 2013

To: OUSD Board of Education

From: David Kakishiba

Re: **Proposed Revision to Board Bylaw 9000**

Legislative Action Request

Adopt a revision to Board Bylaw 9000, effective July 1, 2013, to reflect that the OUSD Board of Education is responsible for and has the legal authority to:

1. Hire, supervise, evaluate, and terminate the District Superintendent.
2. Hire and terminate the District General Counsel.

Rationale

If the proposed revision to Board Bylaw 9000 is adopted, the OUSD Board of Education will effectively:

1. Transfer to the Superintendent, who serves as the Secretary to the Board of Education, the responsibilities of day-to-day supervision and performance evaluation of the functions of the Board Office.
2. Establish a dual-reporting structure for the General Counsel, whereby the Board of Education is responsible for the hiring and termination of the General Counsel, and the Superintendent is responsible for the day-to-day supervision and performance evaluation of the General Counsel.

If the proposed revision is adopted, Board Bylaw 9000 will simplify and strengthen the performance accountability structure of the Superintendent to the Board of Education.

OAKLAND UNIFIED SCHOOL DISTRICT

Board Bylaw

BB 9000

Board Bylaws

Role of the Board (Powers and Responsibilities)

The Governing Board of the Oakland Unified School District, commonly referred to as the Board of Education, exists under and derives its powers and duties from the Constitution of the United States, Constitution of the State of California, Charter of the City of Oakland, and acts of the Congress of the United States, California State Legislature, and the Oakland electorate.

Subject to the limitations of federal, state, and local law, the Governing Board of the Oakland Unified School District shall:

1. Establish measurable Goals for Student Achievement.
2. Establish a Theory-Of-Action, a coherent strategy for achieving its student achievement goals.
3. Establish policies consistent with the Goals for Student Achievement and the Theory-Of-Action, and systematically monitor the implementation and effectiveness of such policies.
4. Adopt a comprehensive and aligned district curriculum, and systematically monitor disaggregated student academic performance by grade and school.
5. Adopt a fiscally responsible district budget, and systematically monitor the district's fiscal health.
6. Advocate on behalf of students and public education at the local, state, and federal levels.
7. Hire, supervise, evaluate, and terminate the Oakland Unified School District Superintendent.
8. Hire and terminate the Oakland Unified School District General Counsel.
9. Evaluate the Board of Education's own performance and effectiveness.