Board Office Use: Legislative File Info.			
File ID Number	21-2724		
Introduction Date	11/03/2021		
Enactment Number			
Enactment Date			



Board Cover Memorandum

To Board of Education

From Kyla Johnson-Trammell, Superintendent

Lisa Grant-Dawson, Chief Business Officer

Meeting Date November 3, 2021

Subject Resolution No. 2122-0020 - Reaffirming Certain Board Actions and Intentions Regarding

the Budget for 2021-22 and Beyond and Making Certain Requests of the Alameda

County Superintendent

Ask of the Board Approval by the Board of Education of Resolution No. 2122-0020 - Reaffirming Certain Board Actions and Intentions Regarding the Budget for 2021-22 and Beyond and Making Certain Requests of the Alameda County Superintendent

Background

The District's 2021-22 Budget included a "Bridge Plan," which avoided reducing certain teachers and assistant principals. The costs of the Bridge Plan were covered by ESSER II funds and funds allocated to the District under AB 1840 (both one-time revenue sources).

The Alameda County Office of Education ("ACOE") is required by statute to review and approve each school district's annual budget. For OUSD, ACOE <u>conditionally approved</u> its 2021-22 budget, pending receipt and analysis of four items. OUSD has met three of the four conditions. The fourth condition requires OUSD to provide a list of Board-approved expenditure reductions or ongoing budget-balancing solutions necessary to address the District's structural deficit projected in the multiyear projects in fiscal years 2022-23 and 2023-24. ACOE set December 15, 2021 as the deadline for the list. ACOE has until November 8, 2021, to determine whether to approve OUSD's 2021-22 budget.

Discussion

The Resolution states that the Board is fully aware of the need to and agrees to adopt its 2022-23 budget such that all positions funded with just one-time funds for 2021-22 (e.g., the positions included in the Bridge Plan) shall not carryover to 2022-23 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget. The Resolutions makes similar statements regarding the 2023-24 and 2024-25 fiscal years.

Additionally, the Resolution states that the Board will make the necessary expenditure reductions or ongoing budget-balancing solutions by early 2022 (if not earlier). This timeline gives District staff sufficient time to thoughtfully prepare a proposed list of

reduction/solutions and sufficient time for the community and the Board to review, consider, discuss, and analyze the proposed list. Early 2022 also leaves sufficient time for District staff to subsequently prepare any required notices to impacted employees after Board actions. In light of this desired timeline, the Resolution then requests Alameda County Superintendent L.K. Monroe reconsider the December 15, 2021 deadline for the fourth condition.

Separately, the Resolutions requests that Superintendent Monroe attend the Board's November 17, 2021 meeting if she decides to disapprove the District's 2021-22 budget and to explain the basis for her decision and the repercussions and implications therefrom.

Fiscal Impact

No direct fiscal impact. However, through the Resolution, the Board is acknowledging that the following positions will be eliminated at the end of this fiscal year: 8.6 FTE in assistant principals (\$1.2 million), 33.0 FTE in teachers as specific school sites (\$2.9 million), and 182.0 FTE in teachers across District (\$16 million). The only exception is if the Board identifies new one-time funds or shifts the positions to being funded with ongoing revenue and offsetting reductions are included elsewhere in the budget.

Attachment

 Resolution No. 2122-0020 - Reaffirming Certain Board Actions and Intentions Regarding the Budget for 2021-22 and Beyond and Making Certain Requests of the Alameda County Superintendent

RESOLUTION OF THE BOARD OF EDUCATION OF THE OAKLAND UNIFIED SCHOOL DISTRICT

Resolution No. 2122-0020

Reaffirming Certain Board Actions and Intentions Regarding the Budget for 2021-22 and Beyond and Making Certain Requests of the Alameda County Superintendent

WHEREAS, the Oakland Unified School District ("OUSD" or "District") Board of Education ("Board") adopted Resolution No. 2021-0254 - Approving the District's Revised 2021-22 Budget Reduction Options and Bridge Plan for the Fiscal Year 2021-2022 Budget, which approved the "Bridge Plan" that avoided reducing teachers and assistant principals;

WHEREAS, in adopting Resolution No. 2021-0254, the Board explicitly recognized that "the use of one-time money must be for one-time purposes";

WHEREAS, the Board adopted its annual budget for 2021-22 on June 30, 2021;

WHEREAS, the District's adopted 2021-22 budget includes a detailed description of the Bridge Plan, including the fact that it would retain the following positions for one-year (2021-22): 8.6 FTE in assistant principals (\$1.2 million), 33.0 FTE in teachers as specific school sites (\$2.9 million), and 182.0 FTE in teachers across District (\$16 million);

WHEREAS, the District's adopted 2021-22 budget used ESSER II funds and funds allocated to the District under AB 1840 (both one-time revenue sources) to cover the one-cost of the Bridge Plan;

WHEREAS, the District has similarly budgeted other COVID funds (particularly ESSER III) to fund positions on a limited-term basis (between one and three years);

WHEREAS, the Alameda County Office of Education ("ACOE"), which must approve each school district's annual budget, <u>conditionally approved</u> OUSD's 2021-22 budget, pending receipt and analysis of four items:

- "The District shall work with the Fiscal Oversight Trustee . . . to review ACOE's internal
 calculations and assessment . . . to determine if there are any anomalies unknown to ACOE
 that may alter the MYP calculation, as well as account for all pending liabilities, settlements,
 etc. since budget adoption, that could impact the District's current and multi-year
 projections[, and the] results of this fiscal assessment shall be submitted to ACOE by October
 8, 2021",
- 2. "The District shall meet regularly with the Trustee to demonstrate the District's progress in meeting its timeline for implementation of its fiscal solvency plan and the needed ongoing budget-balancing solutions based on the analysis from item 1 above",
- 3. "By September 23, 2021, ACOE is requiring the Governing Board to submit in writing the status of Resolution 2021-0128 and address if [a certain] section of the resolution will be adhered to", and

4. "In order to address the structural deficit projected in the MYP in fiscal years 2022-23 and 2023-24, the District shall provide a list of board-approved expenditure reductions or ongoing budget-balancing solutions [by December 15, 2021, and] . . . ACOE will only accept identified items of action and a corresponding timeline";

WHEREAS, OUSD has met the first three conditions set forth by ACOE; and

WHEREAS, ACOE has until November 8, 2021, to determine whether to approve OUSD's 2021-22 budget.

NOW, THEREFORE, BE IT RESOLVED, the Board declares that is fully aware of the need to and agrees to adopt its 2022-23 budget such that all positions funded with just one-time funds for 2021-22 shall not carryover to 2022-23 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget;

BE IT FURTHER RESOLVED, the Board declares that is fully aware of the need to and agrees to adopt its multiyear budget for 2023-24 such that all positions funded with just one-time funds for 2022-23 shall not carryover to 2023-24 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget;

BE IT FURTHER RESOLVED, the Board declares that is fully aware of the need to and agrees to adopt its multiyear budget for 2024-25 such that all positions funded with just one-time funds for 2023-24 shall not carryover to 2024-25 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget;

BE IT FURTHER RESOLVED, the Board declares—in the strongest terms possible—its intent to make the necessary expenditure reductions or ongoing budget-balancing solutions by February (and ideally in January) 2022, which gives District staff sufficient time to thoughtfully prepare a proposed list of such reduction/solutions and sufficient time for the community and the Board to review, consider, discuss, and analyze the proposed list, while leaving sufficient time for District staff to subsequently prepare any required notices to impacted employees;

BE IT FURTHER RESOLVED, the Board respectfully requests Alameda County Superintendent L.K. Monroe reconsider the deadline for the fourth condition as the December 15, 2021 date does not provide the community and the Board with sufficient time to review, consider, discuss, analyze, and—ultimately—vote on a list of board-approved expenditure reductions or ongoing budget-balancing solutions;

BE IT FURTHER RESOLVED, if Superintendent Monroe decides to disapprove the District's 2021-22 budget, the Board hereby requests her presence at its November 17, 2021 meeting to explain the basis for her decision and the repercussions and implications therefrom.

of, 2021, by		ducation of the Oakland Unified School District this day te:			
PREFERENTIAL AYE:					
PREFERENTIAL NOE:					
PREFERENTIAL ABSTENT	TION:				
PREFERENTIAL RECUSE:					
AYES:					
NOES:					
ABSTAINED:					
RECUSED:					
ABSENT:					
		CERTIFICATION			
We hereby certify that the foregoing is a full, true, and correct copy of a Resolution passed at a Special Meeting of the Board of Education of the Oakland Unified School District held on, 2021.					
Legislative File		OAKLAND UNIFIED SCHOOL DISTRICT			
File ID Number:	21-2724				
Introduction Date:	11/3/2021				
Enactment Number:		Shanthi Gonzales President, Board of Education			
Enactment Date:					
By:					
		Kyla Johnson-Trammell			
		Superintendent and Secretary, Board of Education			

AMENDED AT BOARD (Red Lined Copy)

RESOLUTION OF THE BOARD OF EDUCATION OF THE OAKLAND UNIFIED SCHOOL DISTRICT

Resolution No. 2122-0020

Reaffirming Certain Board Actions and Intentions Regarding the Budget for 2021-22 and Beyond and Making Certain Requests of the Alameda County Superintendent

WHEREAS, the Oakland Unified School District ("OUSD" or "District") Board of Education ("Board") adopted Resolution No. 2021-0254 - Approving the District's Revised 2021-22 Budget Reduction Options and Bridge Plan for the Fiscal Year 2021-2022 Budget, which approved the "Bridge Plan" that avoided reducing teachers and assistant principals;

WHEREAS, in adopting Resolution No. 2021-0254, the Board explicitly recognized that "the use of one-time money must be for one-time purposes";

WHEREAS, the Board adopted its annual budget for 2021-22 on June 30, 2021;

WHEREAS, the District's adopted 2021-22 budget includes a detailed description of the Bridge Plan, including the fact that it would retain the following positions for one-year (2021-22): 8.6 FTE in assistant principals (\$1.2 million), 33.0 FTE in teachers as specific school sites (\$2.9 million), and 182.0 FTE in teachers across District (\$16 million);

WHEREAS, the District's adopted 2021-22 budget used ESSER II funds and funds allocated to the District under AB 1840 (both one-time revenue sources) to cover the one-cost of the Bridge Plan;

WHEREAS, the District has similarly budgeted other COVID funds (particularly ESSER III) to fund positions on a limited-term basis (between one and three years);

WHEREAS, the Alameda County Office of Education ("ACOE"), which must approve each school district's annual budget, <u>conditionally approved</u> OUSD's 2021-22 budget, pending receipt and analysis of four items:

- "The District shall work with the Fiscal Oversight Trustee . . . to review ACOE's internal
 calculations and assessment . . . to determine if there are any anomalies unknown to ACOE
 that may alter the MYP calculation, as well as account for all pending liabilities, settlements,
 etc. since budget adoption, that could impact the District's current and multi-year
 projections[, and the] results of this fiscal assessment shall be submitted to ACOE by October
 8, 2021",
- 2. "The District shall meet regularly with the Trustee to demonstrate the District's progress in meeting its timeline for implementation of its fiscal solvency plan and the needed ongoing budget-balancing solutions based on the analysis from item 1 above",
- "By September 23, 2021, ACOE is requiring the Governing Board to submit in writing the status of Resolution 2021-0128 and address if [a certain] section of the resolution will be adhered to", and

4. "In order to address the structural deficit projected in the MYP in fiscal years 2022-23 and 2023-24, the District shall provide a list of board-approved expenditure reductions or ongoing budget-balancing solutions [by December 15, 2021, and] . . . ACOE will only accept identified items of action and a corresponding timeline";

WHEREAS, OUSD has met the first three conditions set forth by ACOE; and

WHEREAS, ACOE has until November 8, 2021, to determine whether to approve OUSD's 2021-22 budget.

NOW, THEREFORE, BE IT RESOLVED, the Board declares that is fully aware of the need to and agrees to adopt its 2022-23 budget such that all positions funded with just one-time funds for 2021-22 shall not carryover to 2022-23 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget;

BE IT FURTHER RESOLVED, the Board declares that is fully aware of the need to and agrees to adopt its multiyear budget for 2023-24 such that all positions funded with just one-time funds for 2022-23 shall not carryover to 2023-24 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget;

BE IT FURTHER RESOLVED, the Board declares that is fully aware of the need to and agrees to adopt its multiyear budget for 2024-25 such that all positions funded with just one-time funds for 2023-24 shall not carryover to 2024-25 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget;

BE IT FURTHER RESOLVED, the Board declares—in the strongest terms possible—its intent to make the necessary expenditure reductions or ongoing budget-balancing solutions by February (and ideally in January) 2022 the end of January 2022, which gives District staff sufficient time to thoughtfully prepare a proposed list of such reduction/solutions and sufficient time for the community and the Board to review, consider, discuss, and analyze the proposed list, while leaving sufficient time for District staff to subsequently prepare any required notices to impacted employees;

BE IT FURTHER RESOLVED, the Board respectfully requests Alameda County Superintendent L.K. Monroe reconsider the deadline for the fourth condition as the December 15, 2021 date does not provide the community and the Board with sufficient time to review, consider, discuss, analyze, and—ultimately—vote on a list of board-approved expenditure reductions or ongoing budget-balancing solutions;

BE IT FURTHER RESOLVED, if Superintendent Monroe decides to disapprove the District's 2021-22 budget, the Board hereby requests her presence at its November 17, 2021 meeting to explain the basis for her decision and the repercussions and implications therefrom.

of, 2021, by	•	ducation of the Oakland Unified School District this day te:
PREFERENTIAL AYE:		
PREFERENTIAL NOE:		
PREFERENTIAL ABSTENT	TON:	
PREFERENTIAL RECUSE:		
AYES:		
NOES:		
ABSTAINED:		
RECUSED:		
ABSENT:		
		CERTIFICATION
		Oakland Unified School District held on, 2021.
Legislative File		OAKLAND UNIFIED SCHOOL DISTRICT
File ID Number:	21-2724	
Introduction Date:	11/3/2021	
Enactment Number:		Shanthi Gonzales
Enactment Date:		President, Board of Education
By:		
		Kyla Johnson-Trammell
		Superintendent and Secretary, Board of Education

Board Office Use: Legislative File Info.		
File ID Number	21-2724	
Introduction Date	11/03/2021	
Enactment Number	21-1773	
Enactment Date	11/03/2021 er	



Board Cover Memorandum

To Board of Education ADOPTED AS AMENDED AT BOARD (CLEAR COPY)

From Kyla Johnson-Trammell, Superintendent

Lisa Grant-Dawson, Chief Business Officer

Meeting Date November 3, 2021

Subject Resolution No. 2122-0020 - Reaffirming Certain Board Actions and Intentions Regarding

the Budget for 2021-22 and Beyond and Making Certain Requests of the Alameda

County Superintendent

Ask of the Board Approval by the Board of Education of Resolution No. 2122-0020 - Reaffirming Certain Board Actions and Intentions Regarding the Budget for 2021-22 and Beyond and Making Certain Requests of the Alameda County Superintendent

Background

The District's 2021-22 Budget included a "Bridge Plan," which avoided reducing certain teachers and assistant principals. The costs of the Bridge Plan were covered by ESSER II funds and funds allocated to the District under AB 1840 (both one-time revenue sources).

The Alameda County Office of Education ("ACOE") is required by statute to review and approve each school district's annual budget. For OUSD, ACOE <u>conditionally approved</u> its 2021-22 budget, pending receipt and analysis of four items. OUSD has met three of the four conditions. The fourth condition requires OUSD to provide a list of Board-approved expenditure reductions or ongoing budget-balancing solutions necessary to address the District's structural deficit projected in the multiyear projects in fiscal years 2022-23 and 2023-24. ACOE set December 15, 2021 as the deadline for the list. ACOE has until November 8, 2021, to determine whether to approve OUSD's 2021-22 budget.

Discussion

The Resolution states that the Board is fully aware of the need to and agrees to adopt its 2022-23 budget such that all positions funded with just one-time funds for 2021-22 (e.g., the positions included in the Bridge Plan) shall not carryover to 2022-23 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget. The Resolutions makes similar statements regarding the 2023-24 and 2024-25 fiscal years.

Additionally, the Resolution states that the Board will make the necessary expenditure reductions or ongoing budget-balancing solutions by early 2022 (if not earlier). This timeline gives District staff sufficient time to thoughtfully prepare a proposed list of

reduction/solutions and sufficient time for the community and the Board to review, consider, discuss, and analyze the proposed list. Early 2022 also leaves sufficient time for District staff to subsequently prepare any required notices to impacted employees after Board actions. In light of this desired timeline, the Resolution then requests Alameda County Superintendent L.K. Monroe reconsider the December 15, 2021 deadline for the fourth condition.

Separately, the Resolutions requests that Superintendent Monroe attend the Board's November 17, 2021 meeting if she decides to disapprove the District's 2021-22 budget and to explain the basis for her decision and the repercussions and implications therefrom.

Fiscal Impact

No direct fiscal impact. However, through the Resolution, the Board is acknowledging that the following positions will be eliminated at the end of this fiscal year: 8.6 FTE in assistant principals (\$1.2 million), 33.0 FTE in teachers as specific school sites (\$2.9 million), and 182.0 FTE in teachers across District (\$16 million). The only exception is if the Board identifies new one-time funds or shifts the positions to being funded with ongoing revenue and offsetting reductions are included elsewhere in the budget.

Attachment

 Resolution No. 2122-0020 - Reaffirming Certain Board Actions and Intentions Regarding the Budget for 2021-22 and Beyond and Making Certain Requests of the Alameda County Superintendent

RESOLUTION OF THE BOARD OF EDUCATION OF THE OAKLAND UNIFIED SCHOOL DISTRICT

Resolution No. 2122-0020 As Amended

Reaffirming Certain Board Actions and Intentions Regarding the Budget for 2021-22 and Beyond and Making Certain Requests of the Alameda County Superintendent

WHEREAS, the Oakland Unified School District ("OUSD" or "District") Board of Education ("Board") adopted Resolution No. 2021-0254 - Approving the District's Revised 2021-22 Budget Reduction Options and Bridge Plan for the Fiscal Year 2021-2022 Budget, which approved the "Bridge Plan" that avoided reducing teachers and assistant principals;

WHEREAS, in adopting Resolution No. 2021-0254, the Board explicitly recognized that "the use of one-time money must be for one-time purposes";

WHEREAS, the Board adopted its annual budget for 2021-22 on June 30, 2021;

WHEREAS, the District's adopted 2021-22 budget includes a detailed description of the Bridge Plan, including the fact that it would retain the following positions for one-year (2021-22): 8.6 FTE in assistant principals (\$1.2 million), 33.0 FTE in teachers as specific school sites (\$2.9 million), and 182.0 FTE in teachers across District (\$16 million);

WHEREAS, the District's adopted 2021-22 budget used ESSER II funds and funds allocated to the District under AB 1840 (both one-time revenue sources) to cover the one-cost of the Bridge Plan;

WHEREAS, the District has similarly budgeted other COVID funds (particularly ESSER III) to fund positions on a limited-term basis (between one and three years);

WHEREAS, the Alameda County Office of Education ("ACOE"), which must approve each school district's annual budget, <u>conditionally approved</u> OUSD's 2021-22 budget, pending receipt and analysis of four items:

- "The District shall work with the Fiscal Oversight Trustee . . . to review ACOE's internal
 calculations and assessment . . . to determine if there are any anomalies unknown to ACOE
 that may alter the MYP calculation, as well as account for all pending liabilities, settlements,
 etc. since budget adoption, that could impact the District's current and multi-year
 projections[, and the] results of this fiscal assessment shall be submitted to ACOE by October
 8, 2021",
- 2. "The District shall meet regularly with the Trustee to demonstrate the District's progress in meeting its timeline for implementation of its fiscal solvency plan and the needed ongoing budget-balancing solutions based on the analysis from item 1 above",
- 3. "By September 23, 2021, ACOE is requiring the Governing Board to submit in writing the status of Resolution 2021-0128 and address if [a certain] section of the resolution will be adhered to", and

4. "In order to address the structural deficit projected in the MYP in fiscal years 2022-23 and 2023-24, the District shall provide a list of board-approved expenditure reductions or ongoing budget-balancing solutions [by December 15, 2021, and] . . . ACOE will only accept identified items of action and a corresponding timeline";

WHEREAS, OUSD has met the first three conditions set forth by ACOE; and

WHEREAS, ACOE has until November 8, 2021, to determine whether to approve OUSD's 2021-22 budget.

NOW, THEREFORE, BE IT RESOLVED, the Board declares that is fully aware of the need to and agrees to adopt its 2022-23 budget such that all positions funded with just one-time funds for 2021-22 shall not carryover to 2022-23 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget;

BE IT FURTHER RESOLVED, the Board declares that is fully aware of the need to and agrees to adopt its multiyear budget for 2023-24 such that all positions funded with just one-time funds for 2022-23 shall not carryover to 2023-24 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget;

BE IT FURTHER RESOLVED, the Board declares that is fully aware of the need to and agrees to adopt its multiyear budget for 2024-25 such that all positions funded with just one-time funds for 2023-24 shall not carryover to 2024-25 unless (i) new one-time funds are identified or (ii) the positions shift to being funded with ongoing revenue and the budget includes offsetting reductions elsewhere in the budget;

BE IT FURTHER RESOLVED, the Board declares—in the strongest terms possible—its intent to make the necessary expenditure reductions or ongoing budget-balancing solutions by the end of January 2022, which gives District staff sufficient time to thoughtfully prepare a proposed list of such reduction/solutions and sufficient time for the community and the Board to review, consider, discuss, and analyze the proposed list, while leaving sufficient time for District staff to subsequently prepare any required notices to impacted employees;

BE IT FURTHER RESOLVED, the Board respectfully requests Alameda County Superintendent L.K. Monroe reconsider the deadline for the fourth condition as the December 15, 2021 date does not provide the community and the Board with sufficient time to review, consider, discuss, analyze, and—ultimately—vote on a list of board-approved expenditure reductions or ongoing budget-balancing solutions;

BE IT FURTHER RESOLVED, if Superintendent Monroe decides to disapprove the District's 2021-22 budget, the Board hereby requests her presence at its November 17, 2021 meeting to explain the basis for her decision and the repercussions and implications therefrom.

PASSED AND ADOPTED by the Board of Education of the Oakland Unified School District this 3rd day of November, 2021, by the following vote:

PREFERENTIAL AYE: None

PREFERENTIAL NOE: None

PREFERENTIAL ABSTENTION: None

PREFERENTIAL RECUSE: None

AYES: Aimee Eng, VanCedric Williams, Gary Yee, Mike Hutchinson, Clifford Thompson, Vice

President Benjamin "Sam" Davis, President Shanthi Gonzales

NOES: None

ABSTAINED: None

RECUSED: None

ABSENT: Samantha Pal (Student Director), Natalie Gallegos Chavez (Student Director)

CERTIFICATION

We hereby certify that the foregoing is a full, true, and correct copy of a Resolution passed at a Special Meeting of the Board of Education of the Oakland Unified School District held on November 3, 2021.

Legislative File	
File ID Number:	21-2724
Introduction Date:	11/03/2021
Enactment Number:	21-1773
Enactment Date:	11/03/2021
By:	er

OAKLAND UNIFIED SCHOOL DISTRICT

marboy

Shanthi Gonzales President, Board of Education

If the have

Kyla Johnson-Trammell Superintendent and Secretary, Board of Education