

Oakland Unified School District

Board of Education
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ACCESSIBILITY OF AGENDA AND AGENDA MATERIALS

Agenda and agenda materials are accessible at <http://www.ousd.org> or from any computer terminal in the Offices of the Board of Education and Superintendent, 1000 Broadway, Suite 300, Oakland, CA 94607-4099

AMERICANS WITH DISABILITIES ACT COMPLIANCE AND LANGUAGE SERVICES

Individuals requiring interpretation or translation services or a reasonable accommodation to participate in meetings should notify the Office of the Board of Education seventy-two (72) hours prior to the meeting at either (510)879-8199(VM); or boe@ousd.org (E-Mail); or (510) 879-2300 (eTTY/TDD); or (510) 879-2299 (eFax).

Meeting Minutes Long - Final

Wednesday, March 30, 2022

6:00 PM

Special Meeting

**Concurrently: Internet Streamed - Via Zoom and Granicus Live Manager and
Broadcasted - Via KDOL-TV (Comcast Channel 27 and AT&T Channel 99)**

Board of Education

President Gary Yee

Vice President Benjamin "Sam" Davis

***Directors: Aimee Eng, VanCedric Williams, Mike Hutchinson, Shanthi Gonzales,
Clifford Thompson***

Student Directors: Samantha Pal, Natalie Gallegos Chavez

Staff: Kyla Johnson-Trammell, Superintendent & Secretary

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Personas que requieran servicios de traducción o interpretación o facilidades razonables para participar en juntas deberán notificar a la Oficina de la Mesa Directiva de Educación setenta y dos (72) horas antes de la junta ya sea al (510)879-8199(VM); o boe@ousd.org (E-Mail); o (510) 879-2300 (eTTY/TDD); o (510) 879-2299 (eFax).

美國殘障人士法案條例遵守及語言服務

個別人士需要傳譯及翻譯服務或有合理安排去參與會議的應該在舉行會議之前的七十二 (72) 小時通知教育委員會。請致電(510)879-8199 (留言) ; 或 boe@ousd.org (電郵) ; 或(510) 879-2300 (電子文字電話/聽障專用電信設備 (eTTY/TDD)) ; 或(510) 879-2299 (電子圖文傳真 (eFax))。

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Những người nào cần thông ngôn hay phiên dịch hay một sắp xếp hợp lý nào để tham gia các buổi họp phải thông báo Văn phòng của Hội đồng Giáo dục bảy mươi hai (72) tiếng đồng hồ trước buổi họp, số điện thoại (510)879-8199 (VM); hay là boe@ousd.org (E-Mail); hay là (510) 879-2300 (eTTY/TDD); hay là số (510) 879-2299 (eFax).

សេវាបកប្រែភាសា និងការអនុលោមតាមច្បាប់ជនជាតិអាមេរិកាំងពិការ

អ្នកណាដែលត្រូវការសេវាបកប្រែភាសាដោយផ្ទាល់មាត់ ឬជាលាយលក្ខណ៍អក្សរ ឬត្រូវការការជួយសម្រេចសម្រួលយ៉ាងសមរម្យមួយ ដើម្បីចូលរួមក្នុងកិច្ចប្រជុំសាធារណៈ ត្រូវផ្តល់ដំណឹងទៅកាន់ទីការិយាល័យនៃក្រុមប្រឹក្សាអប់រំ ឱ្យបានចិតសិចពី (72) ម៉ោងមុនកិច្ចប្រជុំ តាមរយៈទូរស័ព្ទលេខ (510) 879-8199 ឬតាមរយៈអ៊ីមែល boe@ousd.org ឬទូរស័ព្ទ eTTY/TDD លេខ (510) 879-2300 ឬទូរសារលេខ (510) 879-2299។

الامتثال لفانون الأمريكيين ذوي الإعاقات (ADA) وتوفير الخدمات اللغوية

من يحتاج إلى خدمات الترجمة المكتوبة أو خدمات الترجمة الفورية أو الترتيبات التيسيرية المعقولة لكي يساهم في الاجتماعات فالمرجو منه إبلاغ مكتب إدارة التعليم إثنين وسبعين (72) ساعة قبل الاجتماع بوسيلة من الوسائل التالية:

الهاتف الصوتي:	الهاتف للصم والبكم:	الفاكس الإلكتروني:	البريد الإلكتروني:
510.879.8199	510.879.2300	510.879.2299	boe@ousd.org

NOTICE - COVID-19 - TODAY'S BOARD MEETING IS BEING HELD VIRTUALLY

Pursuant to Assembly Bill No. 361 ("AB 361") and Board of Education Resolution No. 2122-0014E, today's Board Meeting is being held exclusively virtually.

Members of the Board of Education, as well as the Superintendent or designee and other designated staff, will join the meeting via phone/video conference and no teleconference locations need be posted.

- To view the meeting by Zoom video conference, please click <https://ousd.zoom.us/j/89330010565> at the Noticed meeting time. Instructions on how to join a meeting by video conference are available at: <https://support.zoom.us/hc/en-us/articles/201362193-Joining-a-Meeting>.*
- To listen to the meeting by phone, please call at the Noticed meeting time (669) 900-9128, then enter Webinar ID 893 3001 0565, then press "#". If asked for a participant id or code, press #. Instructions on how to join a meeting by phone are available at: <https://support.zoom.us/hc/en-us/articles/201362663-Joining-a-meeting-by-phone>.*
- To view the Noticed meeting from the District's Home Page - Upcoming Events & Live Meeting Video, select the meeting name and click on the "In Progress" link under Video or go to the Legislative Information Center (under Board of Education on Home Page)>Calendar Tab>Calendar>Today>Board of Education>"In Progress" link under Video.*

NOTICE - COVID-19 - PUBLIC COMMENTS FOR TODAY'S VIRTUAL MEETING

Public comment for today's virtual meeting may be made in the following three ways:

- To comment by Zoom, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on the eligible Agenda item. You will be called on (by the name you logged in with), unmuted and allowed to make public comment. After the allotted time, you will then be re-muted. Instructions on how to "Raise Your Hand" is available at: <https://support.zoom.us/hc/en-us/articles/205566129-RaiseHand-In-Webinar>.*
- To comment by phone (via Zoom), press "*9" to "Raise Your Hand" to request to speak when Public Comment is being taken on the eligible Agenda Item. You will be called on (by the Area Code and the last three digits of your phone number), unmuted and allowed to make public comment. After the allotted time, you will then be re-muted. Instructions of how to raise your hand by phone are available at: <https://support.zoom.us/hc/en-us/articles/201362663-Joinin>*

g-a-meeting-by-phone.

In addition, members of the public may submit written comments for a posted Board of Education Meeting Agenda Item, before a meeting or while a meeting is "In Progress," from the District's Home Page - Upcoming Events & Live Meeting Video by selecting Board of Education Agenda "eComment" or from the Legislative Information Center, as follows:

- *If before Sunday, click Calendar Tab>Next Week>Board of Education>eComment*
- *If Sunday or thereafter up thru day before Meeting, click Calendar Tab>This Week>Board of Education>eComment*
- *If day of Meeting, click Calendar Tab>Today>Board of Education>eComment*

Or "eComment" in bold on the cover page of the Agenda.

Written comments made on an eligible Agenda item, upon clicking of the Submit Button, are immediately sent via email to all members of the legislative body and key staff supporting the legislative body. Each eComment is a Public Record.

MEETING RULES OF ENGAGEMENT

- Five (5) minute speaking limit for Board Members*
- No mingling with the audience*
- Address comments to other Board Members*
- Focus on agenda items*
- Don't repeat what's been said*
- Always be respectful*
- No interruptions*
- Enforce norms*
- Model desired behavior*

MEETING PROCEDURES

All Governing Board meetings shall begin on time and shall be guided by an Agenda prepared in accordance with Board Bylaws and posted and distributed in accordance with the Ralph M. Brown Act (open meeting requirements) and other applicable laws.

A. Call To Order

President Gary Yee called the Special Meeting to order at 6:05 P.M.

B. Roll Call

- Present** 6 - Director Aimee Eng
 Director VanCedric Williams
 Director Shanthi Gonzales
 Director Clifford Thompson
 Vice President Benjamin "Sam" Davis
 President Gary Yee
- Absent** 3 - Student Director Samantha Pal
 Student Director Natalie Gallegos Chavez
 Director Mike Hutchinson

Roll Call (Secretary's Observation)

Director Mike Hutchinson present at 6:17 P.M.

- Present** 7 - Director Aimee Eng
 Director VanCedric Williams
 Director Mike Hutchinson
 Director Shanthi Gonzales
 Director Clifford Thompson
 Vice President Benjamin "Sam" Davis
 President Gary Yee
- Absent** 2 - Student Director Samantha Pal
 Student Director Natalie Gallegos Chavez

C. Unfinished Business

President Yee, following introduction of language translators - Spanish, Cantonese, Arabic - stated the purpose of tonight's meeting is to consider a Proposition 39 Offer for Yu Ming Charter School. President Yee asked Chief Governance Officer (and General Counsel) Josh Daniels to state the Proposition legal requirement and to put forth Staff's Recommendation along with Kelly Krag-Arnold, Acting Director, Charter Schools Office.

Yee then took 20 Minutes of Public Comments as follows:

Public Speakers:

- 1. Max*
- 2. Jennifer Lee*
- 3. Haskell*
- 4. Kani Romain*
- 5. Ting Wung*
- 6. Assata Olugbala*
- 7. Phan Dung*
- 8. Michael McDaniel*
- 9. Kim Davis*
- 10. Misty Cross*
- 11. Zazzi Cribbs*
- 12. Maria Pirner*
- 13. Carol Delton*

14. Ben Tapscott
15. Carolyn Landheer
16. Ms. Melious

Board Members engaged in discussions of each of the motions stated herein, and more, and then produced the outcomes stated herein:

Motions Order

President Yee, following Public Comment, recognized Director Shanthi Gonzales, who moved, adoption of

1) Legislative File No. 22-0575A - Resolution No. 2022-0195A with modification: Substituting Community Day School in lieu of Franklin Elementary School (Staff Recommendation) to and retaining Prescott Elementary School (Staff Recommendation) in the Offer. Director Clifford Thompson seconded the motion "for the purpose of debate."

President opened the motion for debate with Director Gonzales invited to speak to the motion.

2) Legislative File No. 22-0575A.1 - Following Director Gonzales statement, Director VanCedric Williams, having been recognized by President Yee, moved Amendment of the pending (Gonzales) motion by removing Prescott Elementary School from the Offer, seconded by Director Mike Hutchinson. The proposed Amendment was debated. During the debate Director Williams modified the motion, adding Community Day School to the Amendment. The Board accepted the modified amendment of the motion to amend (Gonzales motion) w/o objection. And continued the debate on the Amendment as modified. Upon the call of the question, the Williams Amendment was not agreed to as reflected in Legislative File No. 22-0575A.1.

The Board then returned to debate on Director Gonzales motion. Ultimately the Gonzales motion was not agreed to as reflected in Legislative File No. 22-0575A.

3) Legislative File No. 22-0575 - President Yee, following Board's vote on the Gonzales motion, moved adoption of Resolution No. 2022-0195 - the Staff's Recommendation on the Matter - made 3/23/22 and, and again, today), seconded by Director Aimee Eng. Following minor further debate of the motion, the motion was not agreed to as reflected in Legislative File No. 22-0575.

President Yee asked his colleagues if there were any additional proposals. No additional proposals made.

Director Mike Hutchinson, thereafter, moved adjournment, seconded by President Yee. Adjournment was agreed to as reflected herein. President Yee adjourned the meeting at 7:49 P.M.



[22-0575](#)

Proposition 39 - Yu Ming Charter School - Finding - Charter School Shared Public Facilities Request - School Year 2022-2023 - Office

of Charter Schools

Approval by the Board of Education of Resolution No. 2122-0195 - Finding That Yu Ming Charter School Cannot Be Accommodated At A Single Site and Written Statement Of Reasoning; Adopting Issuance of Proposition 39 Facilities Offers and Directing Staff to Issue Written Final Offers in Compliance with Proposition 39. Or alternatively, Resolution No. 2122-0195A or Resolution No. 2122-0195B.

Attachments: [22-0575 Proposition 39 - Yu Ming Charter School - Finding - Charter School Shared Public Facilities Request - School Year 2022-2023 - Office of Charter Schools \(3/30/2022\)](#)

A motion was made by President Yee, seconded by Director Eng, that Resolution No. 2122-0195 (Yee Motion) - Finding That Yu Ming Charter School Cannot Be Accommodated At A Single Site and Written Statement Of Reasoning; Adopting Issuance of Proposition 39 Facilities Offers and Directing Staff to Issue Written Final Offers in Compliance with Proposition 39 be Adopted. The motion failed by the following vote:

Ayes: 2 - Aimee Eng
Gary Yee

Nays: 5 - VanCedric Williams
Mike Hutchinson
Shanthi Gonzales
Clifford Thompson
Benjamin "Sam" Davis

Absent: 2 - Samantha Pal
Natalie Gallegos Chavez



[22-0575A](#)

Proposition 39 - Yu Ming Charter School - Finding - Charter School Shared Public Facilities Request - School Year 2022-2023 - Office of Charter Schools

Approval by the Board of Education of Resolution No. 2122-0195A (Revised) (Gonzales Motion) - Finding That Yu Ming Charter School Cannot Be Accommodated At A Single Site and Written Statement Of Reasoning; Adopting Issuance of Proposition 39 Facilities Offers and Directing Staff to Issue Written Final Offers in Compliance with Proposition 39 - Substituting Community Day School in lieu of Franklin Elementary School (Staff Recommendation) to and retaining Prescott Elementary School (Staff Recommendation) in the Offer.

Sponsors: Gonzales

Attachments: [22-0575A Proposition 39 - Yu Ming Charter School - Finding - Charter School Shared Public Facilities Request - School Year 2022-2023 - Office of Charter Schools](#)

A motion was made by Director Gonzales, seconded by Director Thompson, that Resolution No. 2122-0195A (Revised) (Gonzales Motion) - Finding That Yu Ming Charter School Cannot Be Accommodated At A Single Site and Written Statement Of Reasoning; Adopting Issuance of Proposition 39 Facilities Offers and Directing Staff to Issue Written Final Offers in Compliance with Proposition 39 – Substituting Community Day School in lieu of Franklin Elementary School (Staff Recommendation) to and retaining Prescott Elementary School (Staff Recommendation) in the Offer be Adopted. The motion failed by the following vote:

Ayes: 1 - Shanthi Gonzales

Nays: 6 - Aimee Eng

VanCedric Williams

Mike Hutchinson

Clifford Thompson

Benjamin "Sam" Davis

Gary Yee

Absent: 2 - Samantha Pal

Natalie Gallegos Chavez



[22-0575A.1](#)

Proposition 39 - Yu Ming Charter School - Finding - Charter School Shared Public Facilities Request - School Year 2022-2023 - Office of Charter Schools

Approval by the Board of Education of Resolution No. 2122-0195A (Revised)(Gonzales) (Director Williams Amendment To Director Gonzales Motion) - Finding That Yu Ming Charter School Cannot Be Accommodated At A Single Site and Written Statement Of Reasoning; Adopting Issuance of Proposition 39 Facilities Offers and Directing Staff to Issue Written Final Offers in Compliance with Proposition 39 - Removing Prescott Elementary School and Community Day School from the Offer.

Sponsors: Williams

Attachments: [22-0575A.1 Proposition 39 - Yu Ming Charter School - Finding - Charter School Shared Public Facilities Request - School Year 2022-2023 - Office of Charter Schools](#)

A motion was made by Director Williams, seconded by Director Hutchinson, that Resolution No. 2122-0195A (Revised)(Gonzales) (Director Williams Amendment To Director Gonzales Motion) - Finding That Yu Ming Charter School Cannot Be Accommodated At A Single Site and Written Statement Of Reasoning; Adopting Issuance of Proposition 39 Facilities Offers and Directing Staff to Issue Written Final Offers in Compliance with Proposition 39 - Removing Prescott Elementary School and Community Day School from the Offer (Gonzales Motion) be Adopted As Amended. The motion failed by the following vote:

- Ayes:** 2 - VanCedric Williams
Benjamin "Sam" Davis
- Nays:** 5 - Aimee Eng
Mike Hutchinson
Shanthi Gonzales
Clifford Thompson
Gary Yee
- Absent:** 2 - Samantha Pal
Natalie Gallegos Chavez

D. Adjournment

President Yee, upon adoption by Board of said motion, adjourned the meeting at 7:49 P.M.

[22-0895](#)

Motion to Adjourn - Special Meeting - March 30, 2022

Adoption by the Board of Education of Motion to Adjourn Special Meeting.

A motion was made by Director Hutchinson, seconded by President Yee, that this Motion - Special Meeting Adjournment - be Adopted. The motion carried by the following vote:

- Ayes:** 7 - Aimee Eng
VanCedric Williams
Mike Hutchinson
Shanthi Gonzales
Clifford Thompson
Benjamin "Sam" Davis
Gary Yee
 - Absent:** 2 - Samantha Pal
Natalie Gallegos Chavez
- Enactment No: 22-0540

Prepared By: _____

Approved By: _____