

Oakland Unified School District

Board of Education
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Minutes (Long)

Wednesday, September 23, 2009

5:00 PM

Farnsworth Theater

Skyline High School, 12250 Skyline Boulevard, Oakland, CA 94619

Board of Education

President Noel Gallo and Vice President Gary Yee

***Directors: Jody London, Jumoke Hinton Hodge, Alice Spearman, David Kakishiba,
Christopher Dobbins***

Student Directors: [Vacancy] and Eric Adams

Staff: Edgar Rakestraw, Jr., Secretary, Board of Education

A. Call to Order

President Gallo called the meeting to order at 5:12 P.M.

B. Roll Call

Roll Call: Present: Eric Adams, Christopher Dobbins, Alice Spearman, Gary Yee and Noel Gallo
Absent: [Vacant], David Kakishiba, Jumoke Hodge and Jody London

C. Pledge of Allegiance

The Pledge of Allegiance was led by Skyline High School Color Guards with Col. James Madison.

D. Welcome and Skyline High School Highlight

President Gallo welcomed everyone to Skyline. He said Skyline High School represents a place of excellence and a place of opportunity. There have been many students that have walked through these hallways that have done extremely well. He noted Vernon Hal, Chief Financial Officer and School Board Director Christopher Dobbins are Skyline Alumni. President Gallo said Director Dobbins always talk about the Titans and those great days in Titan history; the great athletes and the great students. President Gallo said Oakland will see the best. He said the best is yet to come. This will require all of us to make that happen. He said there is no reason why Skyline High School cannot be the Lowell High School of San Francisco academically. Athletically we can compete with anyone but we need to get to the classroom. We have made one of the best choice in a Superintendent in selecting Dr. Anthony Smith. Dr. Smith will help us get there.

Roll Call (Secretary's Observation)

Jody London present at 5:21 P.M.

Roll Call: Present: Eric Adams, Christopher Dobbins, Jody London, Alice Spearman, Gary Yee and Noel Gallo
Absent: [Vacant], David Kakishiba and Jumoke Hodge

E. President's Report

None.

F. Special Recognitions and/or Presentations

**09-2726****Recognition of Jean and Richard Spees**

Recognition of Jean and Richard Spees for their individual and collective Volunteer Work in District Schools.

Attachments: [Document\(s\)](#)
[09-2726 - Recognition of Jean and Richard Spees.pdf](#)

In the early 70's Dick Spees collaborated with Ron Dellums and UC Berkeley School of Education to win an \$8 million Department of Labor grant to reorganize McClymonds High School Curriculum. As part of a 30-year effort, Dick served as the lead to build the new Chabot Space & Science Center, forming the Joint Powers Authority of the Oakland Public Schools, City of Oakland and the East Bay Regional Park District. He established a distinguished Board, served as Founding chair and raised funds to build the \$80-million facility.

Jean Spees began her long history as a leader with Oakland Public Schools as PTA Chair at Joaquin Miller School in 1968. Two years later Jean co-founded the National Education Film Festival with her husband. Today it is the largest organization of its kind in the United States tasked with viewing and judging educational films Jean served on its Board for 30 years.

Mr. Spees said what this award means is a commitment on our part that we have to keep on working. He said we are happy to do that. Public education is the most important thing we have in our lives. Our four children went through these institutions and did remarkably well. All four went on to earn undergraduate and graduate degrees. Education here is great. All we have to do is take advantage of it and continue to build upon our base. Mr. Spees thanked the Board for the award.

Mrs. Spees said working with students at any age is a privilege for her and she wished that everyone would make an effort to volunteer and participate. Volunteering is most gratifying and has made her life much richer.

**09-2727****Recognition of Gary Payton**

Recognition of Gary Payton, Skyline Graduate of 1986, for his work on Back-to-School/Attend and Achieve Projects.

Attachments: [Document\(s\)](#)
[09-2727 - Recognition of Gary Payton.pdf](#)

Gary Payton has been a dedicated and effective volunteer at Skyline since he graduated from Skyline High School. His stellar career as a professional basketball player has inspired young people everywhere to aim high and pursue their dreams. Gary played 17 seasons in the NBA, winning a title with the Miami Heat in 2006, before retiring after the 2007 season. Gary participated in the Back-to-School kick off event at Oakland City Hall this year, sponsored by the Oakland Natives Give Back Organization.

Mr. Payton thanked the Board for the honor. He said now that he has retired he wants to come back as much as possible noting that he no longer lives in Oakland. He said he knows it is rough for children to get an education and follow in the footsteps of people like

himself. He said, "I am here to tell them they can make it out of here; go to school and do the same thing I did and help other children coming up." Mr. Payton said he will be back a lot and will be involved more in the Oakland Public Schools.



[09-2728](#) **Recognition of Alan Marcus**

Recognition of Alan Marcus, Skyline Alumni 1974 and current Skyline Parent, for Donation of more than 1,000 hours of his time in Beautification Efforts at Skyline High School.

Attachments: [Document\(s\)](#)
[09-2728 - Recognition of Alan Marcus.pdf](#)

Alan Marcus is being honored by the Board for volunteering more than 1,000 hours to Skyline High School. Alan has been a dedicated and effective volunteer at Skyline since 2004 using his impressive hands-on expertise in a number of areas to serve the campus. He is not alone in his family in terms of volunteering for Skyline. Alan has donated over 1,000 hours beautifying the Skyline campus making it a welcoming environment for everyone on campus. Alan has personally fixed, cleaned, and maintained the bleachers at the football stadium since 2007.

Mr. Marcus said Skyline was good to him and gave him a lot. He said he is fortunate and honored to give back to Skyline. He said it makes him feel good inside; he still has a lot of pride for Skyline. Mr. Marcus said he was honored to receive this award and thanked the Board.



[09-2729](#) **Recognition of Col. James Madison and Skyline High School JROTC Program**

Recognition of Col. James Madison and the Skyline High School JROTC Program.

Attachments: [Document\(s\)](#)
[09-2729 - Recognition of Col. James Madison and Skyline High School JROTC Program.pdf](#)

Colonel James Madison was able to promote and graduate in 2007 West Point's first African American Skyline graduate, Jerry Vernado. Thanks to the supervision and inspiration of Col. Madison, 95% of ROTC graduating seniors has matriculated to 2 or 4 year colleges since 1993. A number of these graduates have entered the U.S. Armed Forces with scholarship grants of \$12,000-\$50,000 each. Skyline was the first Oakland Public School to successfully nominate students for early and direct admission into West Point. Skyline's ROTC Program has consistently earned the rating of "honor unit with distinction," the highest rating granted by the U.S. Army Cadet Command.

Col. Madison said a few years ago he was teaching at the military academy at West Point and everything was beautiful. He said, "one day I realized that I was training and working with students who were already successful. I then decided I needed to go back to the high school level and help move students from this level up to that level." He said he is proud of the District's motto "Expect Success" and the creation of the 9th grade academy, the Atlas House, to make sure every student has the opportunity to be successful.



[09-2730](#) **Recognition of Wandra Boyd**

Recognition of Wandra Boyd, Skyline Parent, and SSC Chairperson, Skyline High School, for fifteen years of outstanding services to Skyline and the District.

Attachments: [Document\(s\)](#)
[09-2730 - Recognition of Wandra Boyd.pdf](#)

In 1993 Wandra founded Concerned Parents of African-American Students at Skyline. This organization, which she currently co-chairs, works tirelessly to support minority students and their families, helping them adjust to and succeed at Skyline. Since 1994 Wandra Boyd has served on the School Site Council where a team of teachers, parents, administrators, classified staff and students are responsible for overseeing the Student Improvement Program budget and federally funded programs. In 1996 Wandra co-chaired the first "Net Day" at Skyline which connected the campus to the Internet.

Mrs. Boyd thanked the Board for the award. She said you can get a real quality education at Skyline. She said she and her husband are always at the school because "the children energize you; you see them; you see the difference you make; it's about giving and sharing." Mrs. Boyd said "I believe in Skyline, otherwise I would not have entrusted our four children and their future to Skyline."

Roll Call (Secretary's Observation)

Jumoke Hodge present at 5:45 P.M.

Roll Call: Present: Eric Adams, Jumoke Hodge, Christopher Dobbins, Jody London, Alice Spearman, Gary Yee and Noel Gallo
Absent: [Vacant] and David Kakishiba



[09-2731](#)

Recognition of Skyline Youth Center and Named Participants

Recognition of the Skyline Youth Center and participants, Joshua Fisher, Skyline Organizer for the One Land One People (OLOP) Youth Together Center, (2002); Judi Norris, parent and student advocate; Tony Douangviseth, Director, OLOP, (2002); Syre McDonald, Youth Together member and Lead Student Organizer of SYC, and Sizwe Andrews, Conflict Resolution Manager, OLOP Youth Together Center, for extraordinary service.

Attachments: [Document\(s\)](#)
[09-2731 - Recognition of Skyline Youth Center and Named Participants.pdf](#)

Skyline Youth Center has been addressing the difficult issues of racial tension and violence at Skyline providing a safer more hospitable school environment for the entire community. Skyline Youth Center has created beautiful murals promoting peace, unity and justice in 90 school buildings throughout Oakland. Thanks to the efforts of Skyline Youth Center health providers and the school, Skyline students have increased access to health services and personal counseling.

Tony Douangviseth said on behalf of the Youth Center he thanked the Board for the award. He thanked Gary Payton saying when they were growing up playing basketball and football these were their only outlets for separating themselves from negativity on the streets. Mr. Douangviseth said Gary Payton donates tennis shoes every year.

Roll Call (Secretary's Observation)

David Kakishiba present at 6:00 P.M.

Roll Call: Present: Eric Adams, David Kakishiba, Jumoke Hodge, Christopher Dobbins, Jody London, Alice Spearman, Gary Yee and Noel Gallo
Absent: [Vacant]

G. Report of Student Board Members



09-2734 Student Director's Report - September 23, 2009

Presentation of Student Director's Report by Eric Adams - September 23, 2009.

Attachments: [09-2734 - Student Director's Report - September 23, 2009.pdf](#)

Student Director Eric Adams reported that All City Council's has been going to different schools trying to establish focus groups which they are still gathering information on and trying to implement.

"We had our Middle School All City Council Leadership Meeting last Tuesday and there were 70 youth from five different schools. We had an excellent workshop about identities.

We had our first meeting for the A-G Implementation Committee last Tuesday and it was a very informative meeting. Since that meeting All City Council has met and decided they wanted to be more involved and have more students on the different committees. We are encouraging the students and student leadership to come to the meetings and give us your feedback."

H. Speaker Request Cards/Modifications to the Agenda

None.

I. Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 45 Minutes

09-2735 Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Board of Education - September 23, 2009

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Board of Education - September 23, 2009.

Oscar Wright, Oakland Resident, noted one of his sons graduated from Skyline High School. Mr. Wright said he had a tough time keeping his son in the GATE classes. He has

been a successful businessman for a number of years. Mr. Wright said he attended the Black College Exhibition last Thursday in Hunter Hall of the Administration Building. He said there were a large number of Black Colleges being represented and a lot of young people attended the event trying to get into college. Mr. Wright said there were twice as many young ladies as there were young men. He said we have to do something better. He said we have the right Superintendent now; let's make a difference now.

Sharlette Rodgers, Food Service Manager, said a lot more is being added to them. She said in order to provide the work for them "we need a raise. We have not received a raise in over 12 years." She said more and more is being introduced to them. They are adding a salad bar. We want the children to learn how to eat healthy; but when we don't have the help to do it, it's not going to work. She said you have these vendors outside the schools who are not selling healthy stuff; food that has been on the carts all day long; selling candy; that's not being healthy. We have these new supervisors coming in getting paid. We're not getting a raise. She asked how are they getting paid, grants? She said get a grant to pay us. We are the ones that the children see. Ms. Rodgers said she wanted to thank Ms. McDonald, the principal at Franklin Elementary School, for allowing her and her staff to work and try to make this happen at her site.

Felicia Aubrey, Chief Steward with ASFME and Food Service Manager at Skyline, said she agrees with Ms. Rodgers and she takes it a step further. She said Jennifer has come to them saying "we want to find ways to make the difference in the money." She said we understand that people are tired of hearing that. She said there is also some money every year that goes into the General Fund and we were told it was \$500,000 but it never comes back to our department. We would like for someone to look into it. We have to protect our workers because that is becoming a problem. She said we had a student who broke out the window in the cafeteria, choked an employee, and everyday there's another incident. What we are asking the District is to show the same consideration and concern for the employees as we do for the children. She said we brought it to the attention of Labor Relations, the department head and she just wanted to bring it to the Board.

Claudette Roberts, Skyline employee, said she enjoys working at Skyline and with children. She said she was attacked by one of the students. She said the student choked her because he wanted her lunch, but he already had lunch. She said, "I came to work the next day because I like working with children. I go to the doctor and I receive therapy." She said they still want her to work with that same child everyday and he still continues to do what he wants to do. He wants to have his way. She said if he sees someone else having lunch, he wants their lunch too. She said he has fits in the classroom and nobody can control him; there are no men(adults) in the classroom, all women.

Thelma Vazquez, Aide to the Handicap at Skyline, said since the first week of school they have had to deal with violent students being sent to their classroom and/or coming undocumented. She said the kids are biting, kicking, scratching, hitting and I consider it sexually harassing us because we are in a classroom and all the adults are female. She said we have males in the classroom who think it is nothing to grab our breasts or touch our bodies and nobody thinks this is a problem. She said she has a family to go home to and take care of and she should not have to worry about being bitten, scratched or kicked which could cause me to be maimed, call Workmen's Comp and be off work. She said, "I think if I am to provide a safe environment for my students, the District needs to provide a safe environment for me to work in." She said Special Education "likes to put band aids on

things, but I think it is rude of them when we raise expectation that there are no expectations of them."

Cristine Ford, Chief Steward for AFSME, said she has been off work since March, and just recently started getting back into work because of medical issues. As I returned, I received calls about students who have violent behaviors. I met with labor management and I have gotten calls about being transferred without knowledge. She said some of the transfers are refused because they say they are under staffed. She said regarding the violence of the students, she said she heard some students like to jump out the windows and one recently attacked the teacher at this site. The same students have to go into classrooms with regular education students and teachers. She said she is asking that the Board look at this and try to change and come up with a solution that we all can be safe.

J. Report of Regular Board Members

Director Hodge reported on the Breath Mobile event that took place at Anna Yates School in Emeryville. The Breath Mobile was being unveiled to serve children who have asthma and respiratory issues. Director Hodge said she talked to Dr. Burns and we will have a Breath Mobile that will be stationed at Prescott Elementary School and perhaps at other schools throughout the District. We are trying to find the right language to speak to how do we get the best academic results inside of our schools and what does that mean around reform and redesign. She said she is planning to do some work the first week in October to make sure there is a dialogue and discussion among staff, community members and educators in West Oakland.

Director Dobbins reported that tomorrow night is Back to School Night at Skyline. He attended Parker's Back to School Night last week and said the principal did a great job as usual. Director Dobbins said he liked the idea of having pot luck on the playground with the families and community. Last Wednesday morning we had a great PTA meeting at Webster Academy noting the meeting was packed. Director Dobbins thanked Lynne Rodezno for getting the Child Development Center opened at Bridges@ Melrose School. On October 3rd the OAL will honor Rickey Henderson at Oakland Tech at 9:30a.m. On the same day State Treasurer John Chung will speak at a workshop in Oakland and he is looking for events to go to on that day. Director Dobbins reported the top three most improved schools were in District 6, schools that traditionally have not done well and he wants to recognize them - Futures Elementary, East Oakland Pride (Webster) and Burckhalter Elementary.

Vice President Yee reported the first College Planning Council had a meeting last week and the Superintendent was in attendance. Vice President Yee said he appreciated Director Dobbins focusing on the instructional improvement in our schools. Vice President Yee noted in District 4 there are 15 schools and for the first time every school showed gains in Reading and Math over a two year period and he congratulated the staff, parents and students. He said when he visits the schools for Back to School Night they talk about not just the test score gains but what is the effective teaching practice that resulted in these gains.

Director London reported Art Esteem is having their annual art exhibit called Inspiring Imagination on Saturday from 1:30 p.m.-4:30 p.m. Oakland Parents Together is having an

Open House to celebrate their new headquarters off Grand Avenue. Piedmont Avenue School is having a Bar-B-Que from 11:00a.m.-2:00p.m. September 30th she is hosting a Town Hall Meeting with Superintendent Smith starting at 7:00p.m. at Oakland International High School.

Director Kakishiba requested the Board hold a Special Board Meeting on December 9th focused on (1) Review and adoption of the 2009-2010 First Interim Budget Report; (2) First Full Board Budget Development Workshop for the 2010-2011 fiscal school year. Director Kakishiba said he met with a group of parents and he said he was interviewed by a number of parents from District 2 Schools about the Food Services Department. He said what was represented to him was those dollars are close to \$500,000 that is being accounted for in our General Fund but is not going specifically to the Food Services Department. Director Kakishiba wanted clarification if it was true. Director Kakishiba wanted clarification on the department's contribution to repaying the state loan or is that contribution to fulfilling the deficit by the department up to 2003. He said he wanted to know was there money that could be freed up for improving and enhancing Food Services. Director Kakishiba reported that he attended at two-day workshop sponsored by the cities, counties, and school districts about reform initiatives around the state budget and state finance. He said it was a quick educational and deliberation about the potential State Measures and the potential State Constitutional Convention within the next year and encouraged the Intergovernmental Relations Committee to take a look at this because these matters will be on the state ballot in June and November.

Director Spearman reported she attended a meeting on the Stonehurst Campus and talked about the nutrition issue and the same things were brought up that Director Kakishiba mentioned. She said she had a different take on it because she knows the Food Services Department is not paying back the loan. None of the money coming out of Food Services should be going to pay back the loan. She said it was a good meeting and one of the things that came out of the meeting was people complained about the food. She said the prepared food we get from one of our vendors is lousy. She said she would not eat; and does not know why we make our children eat it and said she talked with the Superintendent about this. We need to assure our parents that there is conversation and action being taken on what to do. We had a meeting with the Sobrante Homeowners Association about doing something in Sobrante Park. There also was a meeting with Councilmember Larry Reid, Superintendent Smith and Tim White and we came to some agreements about some things we need to do with our schools. Director Spearman said she attended the Historical Black College event and she said the turnout was tremendous. She also attended Rise Elementary School Back to School Night and attended some events at Thurgood Marshall Elementary.

President Gallo recognized all the schools, the students and their parents for the recent test scores. He said we are not where we want to be, we are not where we should be, but it's a big difference from where used to be. He said we are making a lot of progress and we are going in the right direction. It is going to take all of to come together. President Gallo said the world does not have any borders anymore when they compete, it's invisible. He said for our children we need to provide the best opportunity, the best instruction, and the best technology to give them a decent chance to compete. The children in Oakland deserve no less. President Gallo told the public and the television viewing audience that the Board will come back with engagement sessions asking you for your advice; what are your brightest ideas to keep this District solvent; to keep our teachers working in a positive environment. He said recognizing our children should always be a priority and the other

loyalty we have forgotten is with our seniors.

K. Public Hearing

None

L. Unfinished Business

None

M. New Business

Finance and Human Resources Committee - Report - September 14, 2009

Financial Management



09-2370

Interpretation - Policy Type: Operational Expectations (OE) 08 - Financial Administration

Adoption by Board of Education of Superintendent of Schools Interpretation Report - Interpretation - Policy Type: Operational Expectations (OE) 08 - Financial Administration and Amendment of the OE-08, as stated by lead paragraph and Items 1-10 therein.

Attachments: [Document\(s\)](#)
[09-2370 - Interpretation - Policy Type - Operational Expectations \(08\) - Financial Administration \(v2\).pdf](#)

Director Kakishiba presented this item to the Board for approval. He said this was staff's recommended action of Operational Expectation 08, Financial Administration. He said the report, with some revisions that are included in the document, passed unanimously from the Finance Committee and we are recommending approval from the full Board. Director Kakishiba highlighted on page 1, the policy, in the evidence of compliance around accurately documenting student enrollment and attendance. One evidence of compliance is a quarterly report conducted by the Internal Auditor who is a direct report to the Board. There is a heavy emphasis on financial management of school budgets in the policy and the citizens committees where we have received a lot of complaints about the functional quality of the committees. This policy states each of the committee will evaluate two times a year about whether or not staff is providing sufficient and adequate information and support to the committee for them to fulfill their work.

Board Comments

Director London said it is crucial that we respect people when they come in as volunteers to serve and that we set up some standard operating procedures across advisory committees of how we are going to interact with these volunteers. She said we might want

to look at the by-laws of each of these committees and make sure they have some key elements that we believe should be relevant to each one.

A motion was made by David Kakishiba, seconded by Alice Spearman, that this matter be Adopted. The motion carried by the following vote:

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 7 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Alice Spearman, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 1 - [Vacant]
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

Teaching and Learning Committee - Report - September 14, 2009

Pupil Achievement



[09-2621](#) **Report - Federal, State, and District Accountability 2008-2009**

Presentation to the Board of Education of Report on Federal, State, and District Accountability 2008-2009.

Attachments: [Document\(s\)](#)
[09-2621 - Report - Federal, State, and District Accountability 2008-2009.ppt](#)

Brad Stam, Chief Academic Officer, presented Part II of the 2008-2009 Student Achievement results to the Board. He said at the last Board meeting he presented the California Standards Test results for grades 2 through 11 in English Language Art and Math; Science and History for grades 5, 8, 10, and 11 as well as the California Exit Exam results for grades 10, 11 and 12. He said the news overall was positive with substantial increases in students scoring at proficient and advanced in grades 2 through 7 in both English Language Arts and Math. All student sub-groups increased in proficiency with the exception of Native American Students in Math. We narrowed the achievement gap modestly but not at the pace that we need to. Our high school results were mixed for Both CST and CAHSEE. We know that our focus needs to remain and be re-doubled on high school as a whole and on the progress of our African American and Latino students across K-12. He said tonight he would review the Federal, State, Federal and District accountability systems. Mr. Stam began the PowerPoint Presentation. He said we operate with three levels of accountability; Federal Accountability - Adequate Yearly Progress (AYP) State Accountability - Academic Performance Index (API) and the District Accountability - Tiers (Blue, Green, Yellow, Orange, and Red).

The AYP is a series of annual academic performance schools established for each school district in the state as a whole. School districts in the state have met AYP if they meet or

exceed each year's goals. He said there are 46 AYP criteria and 44 apply to OUSD. OUSD must make all 44 criteria in order for it to be considered having made AYP as a school district. He said this was difficult to do as the AYP benchmark continues to go up. While performance improved for all groups, only four groups made the AYP target of 45% for English Language Arts; the American Indian, Asian, Filipino and White sub groups. Our performance parallels the state's performance where African American and Latino Social Economically Disadvantaged English Learner students with disabilities also did not make AYP at a state level. The target will go up next year to 56% and will accelerate up to 100% in 2013-2014 if the Federal Government keeps it current process under No Child Left Behind. In Math while performance improved for all sub groups this year only four sub groups made the AYP target of 45.5% in Math; American Indian, Asian, Filipino and White sub groups. Statewide African American and Latino and Social Economic Disadvantaged did not make AYP. Because we did not make AYP in all 44 criteria, we are in Program Improvement as a school district along with the majority of school districts in California. It will be up to the State Board of Education to decide what measure we will need to take as a Program Improvement District to raise student achievement.

The State Accountability is the Academic Performance Index (API). The API is a single number, ranging from a low of 200 to a high of 1000 that reflects a school's or school district's performance level, based on the results of statewide testing. Its purpose is to measure the academic performance focusing on the growth of schools. The API target for California is 800. Our overall growth was 19 points compared to the state growth of 14 points. African American students showed a 20 point growth; American Indian doubled the state; Asian Students at 807 API; almost doubled with Filipino students and somewhat better with Latino students; and Pacific Islanders almost tripled their performance. He said there was a lot of good news with API. We're not moving at a rate as fast as we need to. From 2004-2007 we showed the highest API growth of 57 points.

District Accountability: Tiered Accountability & Support Framework. In order to accelerate achievement in every school, OUSD must differentiate the supports and interventions provided based on where schools currently exist along the continuum from needing intervention to having demonstrated a capacity to accelerate achievement. This differentiation also allows for innovation while increasing accountability across the system. There are three sets of criteria: 1) Absolute Performance; 2) Accelerated Student Level Growth; 3) Closing the Achievement Gap. Mr. Stam reported the schools that had the highest API gains the top three elementary schools were in District 6.

Board Comments

Director Kakishiba asked Mr. Stam in terms of the Tier System, were the measures the CST? Mr. Stam said "Yes." Mr. Stam said you have to be moving children all across the band so the students who are Far Below and Below Basic need to be moving up as well as the students who are moving into Proficient and Advanced. For the achievement gap the API distance between the lowest performing sub-group and the schools API. The lowest performing sub-group has to be above a certain number for the school to get credit and it has to be closing it at a rate greater than 15% to get credit. Director Kakishiba said this did not capture the results policies around academics. He said graduation is not a factor for high schools. Director Kakishiba asked if including the graduation rates in the high schools and algebra proficiency were important things to have in the Tier System. Mr. Stam said "he believes so." He said there are other indicators as well that we may be

looking at. Director Kakishiba said because we have these three different assessment frameworks, and we get paid by the Federal Government and the State, going forward are we going to use the District framework more as the point where we are going to apply more pressure and provide more support to more schools.

Dr. Smith said as long as this is the system that our schools and District is held accountable for we are going to use it. He said we are going to augment the way we are going to support and evaluate schools. He said as long as this is the system we are held accountable for there's a whole infrastructure in the state and in the United States around compliance and he said we have to dot our I's and cross our T's in the existing system while we have these other conversations. Dr. Smith said we have to improve performance across the board for all of our students.

Student Director Adams had some follow-up questions. He asked had there had been any conversation around using a test that wasn't written in the way the CST's were? He said from him taking them not too long ago, he can say they are not written in a way a lot of students are used to hearing or even possibly might understand. He said he believes in the piece on keeping students in school; on matriculation or how we come to classes with them; how we speak to them and how we engage them; and vocabulary that we use.

Mr. Stam said Oakland has been a leader in trying to expand the kinds of assessments students work with. He said a good example is our writing assessments we have in all grade levels where you examine primary source materials and develop a thesis supported with evidence from the materials. He said those are the kinds of skills students will need to demonstrate in college.

Vice President Yee said an assessment policy based upon compliance that measures using CST whether or not a school is Program Improvement or successful. He said if you looked at the CST scores of our high school students they are in single digits in some of the high schools. He said it's no wonder when a student enters high school how important is it that the CST scores for the school does not reflect their professional growth that's occurring in the school. He said that is the system we have and we don't have the luxury of changing the system. Vice President Yee said what he liked about the last half of Mr. Stam's presentation around changing the Tiering Strategy is that it focuses the question of what kinds of services should we be providing to schools and whether the old system or the new system more accurately reflects the way we want to differentiate our intention to those schools. He said his point of view it is not necessarily a different way of punishing or rewarding a school, it's a different way of distributing our resources. Vice President Yee said identifying the three results policies of reading in elementary school, math in middle school and graduating he said he would caution us from identifying only reading at third grade, algebra at ninth grade and graduation/ready to learn as the metrics we are going to use to measure progress in those areas.

Director Hodge said one of the dialogues that happened during a Teaching and Learning Committee Meeting was looking at the high school test scores and recognizing there are other realities happening for high school students. We talked about this was not a high stakes test for high school students. The high stakes test for high school students are the CAHSEE, SAT, ACT and getting themselves prepared for a vocational test to go into vocational school. Director Hodge said this is a piece of marketing and little bit of public relations looking at how we talk about this CST with high school students. How can we get

them invested in it? Perhaps they can do well and can show their strengths and wisdom. Right now it is not important to them, it is more important to us to have them do well. Director Hodge asked Mr. Stam to talk about technology in the strategy. Mr. Stam said he was not pleased with the state of instructional technology in the District. He said he feels it's an area of under investment and we have not had sufficient professional development for teachers. There are some exciting examples of schools that have tackled this and trying to make it a part of their school's strategy. He said in the area of self paced learning and independent learning there are a lot of opportunities for technology. He said on-line communities, Wickies, and Blogs are great opportunities for writing with technology as well.

Public Comments

Betty Olson-Jones, OEA, said she is extremely happy to see any movement away from a system that has been designed to fail for years, meaning No Child Left Behind. She said she is happy to see we are looking more at a growth model. She said she is hardened by some of the comments made tonight talking about things other than test scores. We are looking at things like keeping students in school. How do we engage students? How do we engage teachers? How do we get away measuring everything through that one lens. Ms. Olson-Jones said she knows there is a place for test scores, but it not the place they have been given, the Holy Grail, where everything else gets shoved to the side. Ms. Olson-Jones said she wanted to add a few more criteria that she hopes we will develop better measures for. 1) Building community; how do we measure school climate; how do students, parents, and teachers measure it. 2) How do we look at teacher's developing professional development and having more autonomy in making the formative assessment so that teachers don't look at the next thing that comes down as yet one more thing I have to do.

Jim Mordecai commented on technology and talked about concerns there isn't enough money in the District that is being spent on technology. He said we are in the state of California which is near the bottom. When you say there is not enough money in technology he said you could say this in every other area. This is what you are faced with when you don't have the resources to deal with it. He said you are going to dust yourself off and try to continue and he said he appreciates that attitude because that is the only attitude you can have otherwise you just have to give up.

Lashica Crawford, Executive Director for Moving Forward Education, thanked Mr. Stam for his report saying the report was right on and it really explained in very good terms what the direction of Oakland Unified School District needs to be. She commented on the social emotional piece and how important that is. When you talk about pushing out African American and Latino students we're ultimately talking about the creation of a school to prison pipeline. If these children are not in school they are in prison and we need to do something about that. She said growing up in San Francisco, one of the things that helped her was social/emotional; having supportive mentors that guided me; having that welcoming school environment. She said it did not translate into exemplary test scores for her; but it get her a Ph.D. She said as you see the test scores go up you will also see our students enjoying school more. They have more positive relationships with their teachers. They have more mentors. They have more support from their parents. Their self esteem is higher.

Discussed

President Gallo recessed the Public Session of the Regular Meeting at 7:02 P.M. and convened the Special Meeting for the Board to discuss and take action on the Board of Education Engagement Update.

Joint Report - Standing Committees Finance and Human Resources, Teaching and Learning, Safety and Facilities

Community Relations and Governance

President Gallo reconvened the Regular Meeting Public Session at 8:04 P.M.

Roll Call (Secretary's Observation)

Alice Spearman absent at 8:04 P.M.

Roll Call: Present: Eric Adams, David Kakishiba, Jumoke Hodge, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Absent: [Vacant] and Alice Spearman



09-2690

Superintendent of Schools Evaluation - Format and Goals - 2009-2010 - Operational Expectations 6, 7 and 8

Adoption of recommendation by the Finance and Human Resources Committee to the Board of Education on the format and goals, in whole or in part, of Coherent Governance Operational Expectations 6, 7 and 8 to be measured as part of the Superintendent of Schools Evaluation for 2009-2010.

Attachments: [Document](#)
[09-2690 - Superintendent of Schools Evaluation - Format and Goals - 2009-2010 - Operational Expectations 6,7 and 8.pdf](#)

General Counsel Jacqueline Minor stated she did not have any specific questions for Board Members. She said the documents as she understands came out of committee. She said there is a question whether Finance and Human Resources approved the Operational Expectation 08 that's attached to the packet. Ms. Minor said we believe the version that is in the packet coincides with the official copy that's on the Board's website and was attached to the agenda for the meeting on September 14th. Director Kakishiba has indicated to us that maybe we have the wrong version.

Director Kakishiba, Chairperson for the Finance and Human Resources Committee, made a specific recommendation that is a little different than what's presented in the packet. Director Kakishiba said on OE-06 Personnel Administration, the committee recommends what's included in the Superintendent's evaluation are only three items out of the seven items.

Number Two - Insure that every school has a principal who is an effective, strategic, instructional, and organizational leader.

Number Three - Increase retention of committed and caring teachers at every school, especially at low performing schools that have high teacher turnover.

Number Seven - Maintain financially sustainable compensation practices that successfully attract, retain, and support effective employees.

Director Kakishiba said we are recommending OE-07 and OE-08 in their entirety; Financial Planning and Financial Administration. He said since we just got out of state receivership and we have a new Superintendent, fiscal solvency is a high priority. He said what the General Counsel was pointing to was what was posted in previous agendas and on the website for OE-08 is the incorrect document and it is not the document we just acted upon in terms of the interpretation. He said what we acted upon tonight is the correct OE-08. Mr. Rakestraw said the modification in terms of the monitoring report language is also effectively an amendment of that policy. He said in order to correct what is being said in the combination monitoring report and the change of the language also effectively amends the policy and we have to record it that way because the two were mixed.

Vice President Yee, Chair of the Teaching and Learning Committee, said this committee has the same difficulty because the OE-11 that is in our document is the old OE-11. He said in the Teaching and Learning Committee we proposed a revision of that OE to make it more strategic and less operational. He said the OE-11 that General Counsel Minor attached is the proposed revision of OE-11 not the one that is attached. It would be tied to the Superintendent's evaluation not the original OE-11. The recommendation to move forward with a simplified OE-11. Vice President Yee proposed in spirit we look at the first two pages of OE-11. He said we think this OE is more reflective of it. General Counsel Minor said Teaching and Learning restated OE-11 and we attempted to capture that starting at the bottom of the first page that's stapled. We appended the original OE-11 merely so that the entire Board would have it in front of them the changes that are reflected between what was adopted by the committee and the OE as it was adopted by the Board. Vice President Yee said that was exactly right. He said what remains to be done is just the same as Director Kakishiba mentioned. The Superintendent and his staff will have to write the interpretations of the OE. OE-1. items 1, 2, 3, and 4 will have those operational interpretations built into them. The operational interpretations will lead to the rubric around the evaluation.

Director London said in the Facilities Committee Meeting last week it was discussed that we still need to amend OE-10 and we were going to do it at the next meeting. Director London asked would they be able to include the amendment of OE-10 in the evaluation or are we locked into the language if we amend the OE. President Gallo asked General Counsel to respond. General Counsel Minor said the technical legal answer that the OE's as you approved them today for purposes of the Superintendent's contract is what the Superintendent's evaluation will be based on. She said the Superintendent's contract is a contract and the parties can mutually agree to modify any contract as long as it is a mutual agreement. Provided the Board and Superintendent concur that the revisions to OE-10 for Facilities should be incorporated into his contract, it's permissible. President Gallo asked the Superintendent if he was fine with that and the Superintendent replied "Yes."

Director Kakishiba said it sounds like a number of OE's if they are being revised they have not been adopted by the Board. He said he is concerned that if we adopt the old language, which is in the agenda that is what we are adopting. He said if we go through the process

of revising which will take four to six weeks, are we still within the time frame to be able to fulfill the contract. General Counsel Minor said if the parties mutually agree to modifications to include the revised OE's and modifications to extend the time period to finalize the OE's it permissible. Director Kakishiba asked if the Board would have to take action again. General Counsel Minor said the Board would have to take action to finalize the approval of the OE's and once that happens the Superintendent would concur, we would do a quick modification to his contract and we would be set. Director Kakishiba said ok.

Director Dobbins, Chair of the Facilities Committee, said at the Facilities Meeting the Committee they did discuss that they wanted to amend OE-10 to include a Water and Energy Policy for the District and a Green Building Policy.

Director Hodge said to be mindful of the deadlines we are talking about; October 1st to be able to have the evaluation in the conversation and some agreement with the Superintendent and April 15th is when the evaluation is taking place. She said in the spirit of things we are not shifting in a huge way when we talk about some of the revisions.

A motion was made by David Kakishiba, seconded by Christopher Dobbins, that this matter be Adopted. The motion carried by the following vote:

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 7 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Alice Spearman, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 1 - [Vacant]

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2691

Superintendent of Schools Evaluation - Format and Goals - 2009-2010 - Operational Expectations 11, 12, and 14

Adoption of recommendation by the Teaching and Learning Committee to the Board of Education on the format and goals, in whole or in part, of Coherent Governance Operational Expectations 11, 12, and 14 to be measured as part of the Superintendent of Schools Evaluation for 2009-2010.

Attachments: [Document\(s\)](#)

[09-2691 - Superintendent of Schools Evaluation - Format and Goals - 2009-2010 - Operational Expectations 11, 12, and 14.pdf](#)

Vice President Yee said his assumption that all his colleagues agree that the proposed revisions and the first two pages Ms. Minor pointed to would be the amendment of OE-11 and that is what this vote will refer to.

A motion was made by Gary Yee, seconded by Jumoke Hinton Hodge, that this matter be Adopted. The motion carried by the following vote:

Votes: Adv Aye: 0

Adv Nay: 0
Adv Abstain: 0
Aye: 7 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Alice Spearman, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 1 - [Vacant]
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2692****Superintendent of Schools Evaluation - Format and Goals - 2009-2010 - Operational Expectation 13**

Adoption of recommendation by the Safety Committee to the Board of Education on the format and goals, in whole or in part, of Coherent Governance Operational Expectation 13 to be measured as part of the Superintendent of Schools Evaluation for 2009-2010.

Attachments: [09-2692 - Superintendent of Schools Evaluation - Format and Goals - 2009-2010 - Operational Expectation 13.pdf](#)

Safety Committee Chair Jumoke Hodge made a motion to approve OE-13 format and goals for the Superintendent's evaluation.

A motion was made by Jumoke Hinton Hodge, seconded by Christopher Dobbins, that this matter be Adopted. The motion carried by the following vote:

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 7 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Alice Spearman, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 1 - [Vacant]
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2693****Superintendent of Schools Evaluation - Format and Goals - 2009-2010 - Operational Expectation 10**

Adoption of recommendation by the Facilities Committee to the Board of Education on the format and goals, in whole or in part, of Coherent Governance Operational Expectation 10 to be measured as part of the Superintendent of Schools Evaluation for 2009-2010.

Attachments: [Document\(s\)](#)
[09-2693 - Superintendent of Schools Evaluation - Format and Goals - 2009-2010 - Operational Expectation 10.pdf](#)

Director Dobbins moved to approve with the amendments to OE-10 and Director London seconded the motion. Director Kakishiba wanted to know if the vote was to accept the amendment or to include all of the policies as part of the Superintendent's evaluation. President Gallo said it was the policies with the amendments on Facilities. Director

London withdrew her second on the motion and said she would clarify the intention coming out of Committee. Director London said because we had not formally noticed on the Facility Committee Agenda that we had intended to amend OE-10 we were informed at the Committee Meeting that we could not actually bring forward a proposal here. Director London said what the Facilities Committee should consider for the Superintendent's current evaluation is what we discussed a few minutes ago. She said we will adopt OE-10 as it appears; when we amend it in Committee we can bring it back to this body and at that point as the General Counsel has indicated, we can amend our contract with the Superintendent. Director Dobbins withdrew his motion to adopt and stated a new motion to accept OE-10 as written for the purposes of the Superintendent's evaluation. Director London seconded Director Dobbins' new motion.

A motion was made by Christopher Dobbins, seconded by Jody London, that this matter be Adopted as Amended. The motion carried by the following vote:

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 7 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Alice Spearman, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 1 - [Vacant]

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

N. Superintendent's Report

Superintendent Smith said it's been really wonderful to talk to school staff about success and accomplishments that we reported earlier. He said it is important to say it is by design. Dr. Smith cited Futures Elementary where the teaching staff, family members, and community members who were focused there; believed the results they were getting were unacceptable for students and family and they re-designed themselves to a school called Futures. He said they believed deeply in the future of those students and families and they focused on instruction on building community and creating the conditions for success. He said the same work at West Oakland Middle School through a design process thoughtfully engaging. What are the things we need to do; what are the practices that get results for these students. He said people thought about it and put it into practice. Dr. Smith said he was celebrating the accomplishments and the hard work of individuals who spent time and energy and community engagement to create schools that would meet the needs of students. Dr. Smith said he has a lot of respect for the people in the schools doing that work. Dr. Smith invited the public to visit schools; check in at the office and visit classrooms. He said it is extraordinary that's going on. He said if you live in Oakland and have opinions about the schools, positive or negative, go and check. Dr. Smith said it is hard work to keep young people engaged all day long and people are doing incredibly thoughtful work in the classrooms. He said as an organization have a lot to be proud of and we have to speak truth. He said this District has figured out how to meet the needs of white children really well. He said we have thousands of young white children in our District who are being extraordinarily successful; this system is meeting their needs. There are a lot of

people who think if we just did the system better we would see the same kind of results for every child. Dr. Smith said, "I don't believe that. I am not one of those people." He said, "I think the system gets the results it gets because that is the way it is designed. If you look at the same results, same patterns playing out city by city; district by district; it's time for us to look at, pay attention, and take responsibility for the predictability of those gaps." He said individual students are doing great but when we have aggregate scores of 630 for African American Students and 900 for White Students in this district, there is a problem. He said the problem is that we have not figured out how to meet the needs of whole groups of students. Dr. Smith said he was happy to be reminded of the work in San Francisco which he said he would have not left if not to come home to do the same work. He said access, accountability, and achievement were the big three goals for the District. Through community meetings, engaging teachers, families, and community based organizations those goals came to life as: Make social justice a reality, engage high achieving and joyful learners, and keep our promises to students and families. Dr. Smith said for him this is not a problem for African American students, this is a white people problem. He said we need to be allies; figure out how to get our act together and do everything we can in the system that exists because that is the system we have. Outcomes are disproportionately negative if young people of color and from low income backgrounds are not successful in the system that is. He said we need to do that system well and figure out how to get higher test scores for those students now and we need to assess different things and be different. Dr. Smith said if we take our eye off those things now, we will be under state administration again. We cannot afford not to do well in the system that is in particular for the least well served among us. Dr. Smith said he is more excited, more passionate and believes more deeply in the educator in our system and the families. He said it is by design and people by design have organized schools that are meeting the needs of students; we need this across our entire city. Dr. Smith said our neighborhoods are at risks. Our education system has to be very different if we are going to transform life outcomes for all the students and families in Oakland. This District has a huge responsibility and has the responsibility to get in front of that where necessary, but not sufficient. Dr. Smith said he is charging everyone to say we need to get our arms together; we need to work in partnership in ways we haven't before; and we need to get adult issues out of the way and put children at the center of this work and this city and really take it where it needs to go. Dr. Smith spoke of his work in San Francisco and said they had to get real and put things into practice. He said school climate became a way they said let's not reward test, let's reward conditions that promote equitable outcomes for all students. He said we have to be that explicit if we expect to interrupt a pattern, a history of oppression and privileged. Dr. Smith said he is excited about the quality of the evaluation that he is being held accountable for and he is being more aggressive than people think he should be. He said if we meet these academic targets that mean we are moving African American and Latino students and that's what we need to do. Dr. Smith said the funding structure and existing mechanisms are more vulnerable and the least served are taking a disproportionate hit. Dr. Smith said there were questions about the programs we had and how we were going to support them and asked Brad Stam to respond.

Mr. Stam said one of the questions was were there additional adult classes opening and Mr. Stam said there would be no more additional adult classes opening until at the earliest the spring semester. He said the Adult Education department is engaged with Cabinet in the discussion around the alignment of its program to support the District's goals in the context of the financial challenges that we are facing and we will be bringing some of those recommendations to the Board in the future.

Vice President Yee said he asked the last time based upon commitments we made by adopting the strategic plan of the Adult Education Department in the spring. Vice President Yee said if there is a change in those priorities the community that is serviced by Adult Education in Chinatown whose classes which did not begin need to have a clear and public statement about what the procedure is. He said he understands the change in priorities that have occurred and he is happy to support that and he has consistently supported it over time. He said the community served by those classes, especially for adult students who fit the category that Dr. Smith and Mr. Stam talked about; underserved and not able to speak English, many of them came out in various other ways in the spring to ask those questions. Vice President Yee said he needs to know if we are re-setting our priority in terms of having those classes. He said what he heard from Ms. Marshall and Mr. Stam it was an issue about leases. He said if it simply a matter of getting the rooms for those classes, that's one thing. He said if it is a re-prioritization of Adult Education Classes in Chinatown he needs to hear it. Vice President Yee asked if it was a re-prioritization or a matter of finding appropriate rooms. President Gallo asked Dr. Smith or Mr. Stam to respond. Mr. Stam said at this point his understanding in the immediate it is a lease issue; we will be coming back to the Board around re-prioritization. Vice President Yee said the community was told classes would start in October and we are one week from October. Vice President Yee said if it is a re-prioritization he would like to have the conversation sooner rather than later.

Director Hodge said Ms. Marshall was very clear in multiple reports around aligning Adult Education with K-12 goals. She asked Vice President Yee to clarify. Vice President Yee said the money was set aside for Adult ESL Classes and the concern is because it is a Chinatown community that we are not having ESL Classes or is it another priority. He said the discussions around Chinatown were the building was inadequate. He said if it is going to be a re-prioritization it has to be a city-wide prioritization and not something focused on Chinatown and their adult students.

Director Kakishiba said that was his recollection of what's being going on since April with how Adult Education was handling the budget cuts. He said it is a yes or no question; did we get more classrooms or did we not to hold the actual classes. He said he would like to consider how we can use Adult Education dollars to dramatically strengthen high school education, drop-out recovery, and community re-entry services. He said we have to do what we said we were going to do. This is an example about keeping our promise to the community. Director Kakishiba said he cannot believe we cannot find two or three classrooms. Mr. Stam said his understanding is the search is continuing for that. Mr. Stam said he would go back to Ms. Marshall and convey the sense of the Board and will go back if there is a new update about these classes. President Gallo suggested Vice President meet with the Superintendent and be clear as to what your needs are and get a response from the Superintendent.

O. Adoption of General Consent Report

Public Comments

Betty Olson-Jones, OEA, said she was given information that there are four rooms at the Chinese Presbyterian Church that are available and she hopes it will be followed through

on. Mr. Stam said we do have a lease agreement with the Chinese Presbyterian Church that the Board will be approving on the Consent Report tonight. Vice President Yee said he wanted to pull the item from the Consent Report. After further discussion Vice President withdrew his request to pull the item.

Joseph LeBlanc said his bid was out of line in the Finance Committee and he wanted to pass out his bid to Board Members. Mr. LeBlanc read from the bid passed out to Board Members saying Foster's bid on prices of 1% of homogenized was .5986; his cost was .6499 and he said he would like to make another bid if possible and to re-bid at 799. He said he would like the Board to reconsider and make a new bid to have new prices for the new bid. He said this is only for the CDC's. President Gallo said he would have Legal Counsel to respond to Mr. LeBlanc. Ms. Minor said this is a bid that was publicly advertised. She said sealed bids were submitted; the Committee that considered it had a number of questions asked by Board Members and she said it was well vetted at the Committee level. She said there was encouragement on the part of several Board Members in the future to continue to work with small businesses. Ms. Minor said there is no procedure for this Board as such to reject a bid that has been advertised and submitted in that fashion. She said you have to let the bid stand.

Jim Mordecai said the Consent Agenda contains all kinds of items that cost all kinds of monies. He said some of the highest priced items have to do with school construction and items having to do with what goes on in the classroom. Measure "G" provides money to make decisions on what goes on in the classroom; they are supposed to have oversight. He said there has been a laxity in terms of the oversight. He said when you are dealing with Measure "G" it should be on the agenda for the public to see. Did the Oversight Committee see this item. Mr. Mordecai said he does not see why we cannot put if the Oversight Committee saw anything. He said the idea of school construction was the taxpayer voted on something and they have an Independent Citizens' Oversight Committee. He asked how it can be independent if it was appointed by the Board because if you don't like what they are doing, you get rid of them. He said there are millions of dollars being spent from Measure "B" Funds and there is nothing on the agenda about the Oversight Committee. He said there is a Citizens' Bond Oversight Facilities Committee By-Law and he said in the By-Laws it states very clearly it is the duties of the Board and the Superintendent; after that the Oversight Committee has full jurisdiction. Mr. Mordecai said the By-Laws say the Measure "B" Committee can meet twice a year, but it can meet more. He urged the Committee to meet more and find out what is going on. President Gallo said the Measure "B" Committee had a lengthy meeting yesterday evening and they have been meeting frequently and asked Tim White to respond. Mr. White said as of today the Measure "B" Citizens Oversight Committee has been meeting monthly. He said last night it was decided to meet bi-monthly after two more monthly meetings.

Oscar Wright said he has listened tonight to the improvements in the test scores and he said he has been listening to this for 48 years and we are still saying we are going to wait to 2013. He said the time is now. Mr. Wright said it was like Dr. Smith said we got the results, it worked out exactly as it was planned. He said from Brown v. the Board of Education when they integrated they closed all the black schools sending all the black students to white schools. He said once the black students got there and started receiving the same quality of instruction, supervision and information that the white students received, a lot of the black students excelled.

Finance and Human Resources Committee - Report - September 14, 2009

Financial and Personnel Management



09-2550 Vehicle Title Transfer - District to Prescott Circus Theater

Approval by Board of Education of Resolution No. 0910-0086 -Transferring Title of District Vehicle # 903, ID # 1GJHG39RX1156204 to Prescott Circus Theatre, a 501(c)(3) non-profit corporation.

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0



09-2561 Professional Services Contract - Sungard Public Sector - Technology Services

Approval by the Board of Education of Addendum No. 2009-D, Application Support Provider Renewal, to the Software License Agreement between the District and SunGard Public Sector, Bethlehem, PA, for the latter to provide IFAS-BiTech Application Support Services for the period commencing July 1, 2009 and concluding June 30, 2010 in an amount not to exceed \$295,755.45. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 0000-986

Funding Source: General Purpose

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0

Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2562

Professional Services Contract Amendment - AEKO Consulting, Inc. - Technology Services

Approval by the Board of Education of Amendment No. 1 to Professional Services Agreement between District and AEKO Consulting, Inc., Oakland, CA, to cover the cost of the 1% sales tax increase (8.75% to 9.75%) that occurred between the time of the original contract approval and commencement of services, in an additional amount not-to-exceed \$9,204.86, increasing the Agreement from \$350,394.20 to a not-to-exceed amount of \$359,599.06, for the period of April 1, 2009 through September 30, 2009. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 9099-986

Funding Source: ERATE Facilities

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2639

Award of Bid and Issuance of Purchase Order - Kitchen Equipment - East Bay Restaurant Supply and Peggy Brooks Company

Approval by the Board of Education of Resolution No. 0910-0080 - Award of Bid to East Bay Restaurant Supply, Oakland, CA, in the amount of \$221,008.39 and Peggy Brooks Company, Auburn, CA, in the amount of \$27,780.00, respectively, for the provision of Kitchen Equipment specified in Request for Bids No. 90-10/04, as the lowest responsible, responsive bid; and rejecting all other bids, if any.

Resource Code - 5315-991

Funding Source: Economic Stimulus

Attachments: [Document\(s\)](#)
[09-2639 - Award of Bid and Issuance of Purchase Order - Kitchen Equipment - East Bay Restaurant Supply and Peggy Brooks Company.pdf](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2642****Award of Bid and Issuance of Purchase Order - Dairy and Juice Products - Foster Farms Dairy and Adam and Eve**

Approval by the Board of Education of Resolution No. 0910-0081 - Award of Bid to Foster Farms Dairy, Oakland, CA, in the amount of \$38,802.13 for Child Care Items and \$604,515.91 for K-12 Items and Adam and Eve, Auburn, CA, in the amount of \$297,840.00 for Shelf Stable Fruit Juice, respectively, specified in Request for Bid No. 90-10/01, as the lowest responsible, responsive bid; and rejecting all other bids, if any.

Resource Code - 5310-991

Funding Source: Food Services

Attachments: [Document\(s\)](#)
[09-2342 - Award of Bid and Issuance of Purchase Order - Dairy and Juice Products - Foster Farms Dairy and Adam and Eve.pdf](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2709****Adoption of District's Gann Limit - Fiscal Year 2008-2009**

Approval by the Board of Education of Resolution 0910-0087 - Adopting the District's Gann Limit for 2008-2009 Fiscal Year and Projected Gann Limit for the 2009-2010 Fiscal Year, in accordance with the provisions of Article XIII-B of the California Constitution and applicable statutory law.

Attachments: [Document\(s\)](#)
[09-2709 - Adoption of District's Gann Limit - Fiscal Year 2008-2009.pdf](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0

Teaching and Learning Committee - Report - September 14, 2009

Pupil Achievement



08-3288

Amendment No. 1 Professional Services Contract - Teri Shaw - Instructional Services, Violence Prevention

Ratification by the Board of Education of Amendment No.1 Professional Services Contract between the District and Teri Lynn Shaw, for the latter to provide additional support in the implementation of District mandated Second Step violence prevention curriculum to additional elementary schools and up to five middle schools for the period November 3, 2008 through June 30, 2009, increasing the original contract amount from \$10,800.00 to \$25,420.00. All other terms and conditions remain in full force and effect.

Resource Code - 9180-908

Funding Source: Measure Y

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-1210

Memorandum of Understanding - City of Oakland, San Antonio Even Start Program - Oakland Unified School District's Manzanita SEED, Manzanita

**Community School (MCS) and Manzanita Child Development Center (CDC)
(site/department)**

Approval by the Board of Education of a Memorandum of Understanding between District and City of Oakland, San Antonio Even Start Program, Oakland, CA, for the latter to provide Manzanita SEED, Manzanita Community School (MCS) and Manzanita Child Development Center with comprehensive family literacy services to families with children birth to 7 years of age, who are determined to be most in need of essential literacy support, pursuant to terms and conditions stated in said MOU, for the period of July 1, 2009 through June 30, 2010, at no cost to the District.

Resource Code - 1313-175, 1313-179

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-1593

**Amendment No. 2 - Professional Services Contract - Teri Lynn Shaw -
Instructional Services**

Ratification by the Board of Education of Amendment No. 2 of Professional Services Contract between District and Teri Lynn Shaw, for the latter to provide additional hours of service in middle school and data collection for Second Step and extending contract period of November 3, 2008 to June 19, 2009 to June 30, 2009, in an additional amount not-to-exceed \$2,300.00, increasing the Contract from \$25,420.00 to a not-to-exceed amount for \$27,720.00. All other terms and conditions of the contract is in full force and effect.

Resource Code - 9180-908

Funding Source: Measure Y

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-1900****Professional Services Contract - HERO, Inc. - Sequoia Elementary School**

Ratification by Board of Education of Professional Services between District and HERO, Inc., for the latter to provide 1,200 hours of a variety of counseling/mentoring services to target Title I Latino and African-American students; social skill classes 5 days per week; boys mentoring program once a week; Young HERO Leadership Program for upper grade students 2 days per week; social skill class for SDC students once a week; and professional development for staff 3 times a year for the period August 31, 2009 through June 17, 2010, in an amount not to exceed \$30,000.00 at Sequoia Elementary School.

Resource Code - 4850-151

Funding Source: Title I

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2012****Individual Service Agreement - Master Contract - Bay Area Community Resources - Elmhurst Community Preparatory Middle School**

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Bay Area Community Resources, San Rafael, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Elmhurst Community Preparatory Middle School for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$93,990.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-221

Funding Source: After School Education and Safety (ASES) Grant

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2026

Individual Service Agreement - Master Contract - San Francisco Bay Area Council, Learning for Life - Horace Mann Elementary School

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and San Francisco Bay Area Council, Learning for Life, San Leandro, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Horace Mann Elementary School for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$92,282.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-136

Funding Source: After School Education and Safety (ASES) Grant

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2032

Individual Service Agreement - Master Contract - Bay Area Community Resources - Sankofa Academy

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Bay Area Community Resources, San Rafael, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Sankofa Academy for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$118,347.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-191**Funding Source: After School Education and Safety (ASES) Grant****Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.**

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2047****Individual Service Agreement - Master Contract - Aspiranet - Piedmont Avenue Elementary School**

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Aspiranet, South San Francisco, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Piedmont Avenue Elementary School for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$92,634.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-146**Funding Source: After School Education and Safety (ASES) Grant****Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.**

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2053****Individual Service Agreement - Master Contract - Bay Area Community Resources - Martin Luther King, Jr. Elementary School**

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Bay Area Community Resources, San Rafael, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Martin Luther King, Jr. Elementary School for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$85,041.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-182

Funding Source: After School Education and Safety (ASES) Grant

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2055

Individual Service Agreement - Master Contract - Aspiranet - Roots International Academy

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Aspiranet, South San Francisco, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Roots International Academy for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$59,256.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-226

Funding Source: After School Education and Safety (ASES) Grant and the 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2059

Individual Service Agreement - Master Contract - Bay Area Community Resources - Lafayette Elementary School

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Bay Area Community Resources, San Rafael, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Lafayette Elementary School for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$88,134.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-129

Funding Source: After School Education and Safety (ASES) Grant

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2068

Individual Service Agreement - Master Contract - Aspiranet - Melrose Leadership Academy

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Aspiranet, South San Francisco, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Melrose Leadership Academy for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$294,712.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-235, 4124-235

Funding Source: After School Education and Safety (ASES) Grant and the 21st Century Community Learning Centers (21st CCLC) Grant

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2070

Individual Service Agreement - Master Contract - Aspiranet - Carl B. Munck Elementary School

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Aspiranet, South San Francisco, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Carl B. Munck Elementary School for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$128,974.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 4124-168

Funding Source: 21st Century Community Learning (21st CCLC) Grant

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2079

Individual Service Agreement - Master Contract - San Francisco Bay Area Council, Learning for Life - Maxwell Park International Academy

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and San Francisco Bay Area Council, Learning for Life, San Leandro, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Maxwell Park International Academy for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$92,634.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-139

Funding Source: After School Education and Safety (ASES) Grant**Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.**

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2080****Individual Service Agreement - Master Contract - Bay Area Community Resources - Santa Fe Elementary School**

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Bay Area Community Resources, San Rafael, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Santa Fe Elementary School for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$93,834.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-150**Funding Source: After School Education and Safety (ASES) Grant****Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.**

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2081****Individual Service Agreement - Master Contract - Bay Area Community Resources - Markham Elementary School**

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Bay Area Community Resources, San Rafael, CA, for the latter to provide Arts, Recreation, Leadership and Family Literary activities in its capacity as a Comprehensive After School Program Lead Agency at Markham Elementary School for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$88,134.00, pursuant to the terms and conditions as specified in the MOU.

Resource Code - 6010-138

Funding Source: After School Education and Safety (ASES) Grant

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2272

Professional Service Contract - Unity Care Group - Programs for Exceptional Children

Approval by the Board of Education of Special Education Services Non-Public School Master Contract between the District and Unity Care Group, for the latter to provide services to pupils as specified in Section 62 of Contract for the period of July 1, 2009 through June 30, 2010, in an amount not to exceed \$35,000.00, pursuant to terms and condition of Resolution No. 0910-0041.

Resource Code - 6500-975

Funding Source: Special Education

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2291

Professional Services Contract - Paragon Education Network - Middle School Networks I&II

Ratification by the Board of Education of a Professional Services Contract between District and Paragon Education Network, Missoula, Montana, for the latter to provide 225 hours of direct service to school based leadership teams to: set the stages for the year's work and introduce observation and descriptive feedback skills, observe with principals and teacher leaders, visit schools/workshops/meetings, and teleconference meetings for principals to support classroom observation/ feedback cycles in Middle School Network I and II schools, for the period August 1, 2009 through June 30, 2010, in an amount not to exceed \$50,100.00

Resource Code - 3010-225, 3010-204, 3010-212, 0000-208, 0089-210

Funding Source: Title I, Measure G, General Purpose

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2433

Professional Services Contract - Bay Area Educational Consulting - Robeson High School

Ratification by the Board of Education of a Professional Services Contract between the District and Bay Area Educational Consulting, Martinez, CA, for the latter to provide 96 hours of teacher training in lesson and unit planning in preparation for the 2009-10 school year; develop templates and training materials for the summer institute; and in collaboration with the Principal, lead the summer professional development institute, which will be held at Robeson High School on August 24, 2009 through August 26, 2009, for the period August 9, 2009 through September 30, 2009, in an amount not to exceed \$6,000.00.

Resource Code - 0000-340

Funding Source: General Purpose

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2434****Professional Services Contract - Andre Mouton - Explore College Preparatory School**

Ratification by the Board of Education of a Professional Services Contract between District and Andre Mouton, Oakland, CA, for the latter to provide 1200 hours of intervention for 25 boys with behavioral challenges by working with parents, staff, and students towards improvement of GPA/grade/attendance at Explore College Preparatory School, for the period August 1, 2009 through July 1, 2010, in an amount not to exceed \$14,040.00.

Resource Code - 0089-225

Funding Source: Measure G

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2493****Professional Services Contract - Christopher Lee - James Madison Middle School**

Ratification by the Board of Education of a Professional Services Contract between District and Christopher Lee, Richmond, California, for the latter to provide 568 hours of after school small group work on study skills, and services to students on health and nutrition, being positive, and development of appropriate behavior, at James Madison Middle School, for the period September 1, 2009 through December 31, 2009, in an amount not to exceed \$10,000.00.

Resource Code - 7090-215

Funding Source: Economic Impact Aide/State Compensatory Education

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2502****Professional Services Contract - Erika Horvath - Instructional Services**

Ratification by the Board of Education of a Professional Services Contract between the District and Erika Horvat, Oakland, California, for the latter to provide 502 hours of coaching to support teachers with Beginning Teacher Support and Assessment Induction Program requirements and to mentor teachers in classroom practices; meet with the new teachers assigned to him/her during the school year; guide new teachers in improving their classroom practices and ensure that teachers complete requirements for their credential programs, for the period of August 3, 2009 through June 30, 2010, in the amount not to exceed \$21,500.00.

Resource Code - 0520-909

Funding Source: Tier 3 - Principal Investment

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2503****Professional Services Contract - AEC Research, Inc. - Early Childhood Education**

Ratification by the Board of Education of a Professional Services Contract between the District and AEC Research, Inc., Moraga, CA for the latter to provide professional development for teachers and instructional assistant at the Early Reading First 2008 Grant sites; ensure that the implementation of early literacy professional development meets federal guidelines for the Early Reading First Grant for the Early Childhood Education Department and provide implementation consultation on an as needed basis to the external evaluator in role as Principle Investigator including planning teacher and child outcomes as part of the required research component of the Early Reading First Grant, for the period of July 1, 2009 to June 30, 2010, in an amount not to exceed \$45,000.00.

Resource Code - 5810-910

Funding Source: Early Reading First 2008 Grant

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2504

Professional Services Contract - Nancy Garvey - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Nancy Garvey, Oakland, California, for the latter to provide 257 hours of coaching to support teachers with Beginning Teacher Support and Assessment Induction Program requirements and to mentor teachers in classroom practices; meet with the new teachers assigned to him/her during the school year; guide new teachers in improving their classroom practices and ensure that teachers complete requirements for their credential programs, for the period of August 3, 2009 through June 30, 2010, in the amount not to exceed \$11,000.00.

Resource Code - 0520-909

Funding Source: Tier 3 Principal Investment

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2505****Professional Services Agreement - Hildie Spritzer - Instructional Services**

Ratification by the Board of Education of a Professional Services Contract between the District and Hildie Spritzer, Oakland, California, for the latter to provide 187 hours of coaching to support teachers with Beginning Teacher Support and Assessment Induction Program requirements and to mentor teachers in classroom practices; meet with the new teachers assigned to him/her during the school year; guide new teachers in improving their classroom practices and ensure that teachers complete requirements for their credential programs, for the period of August 3, 2009 through June 30, 2010, in the amount not to exceed \$8,000.00.

Resource Code - 0520-909

Funding Source: Tier 3 - Principal Investment

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2506****Professional Services Contract - Opal Adisa - Instructional Services**

Ratification by the Board of Education of a Professional Services Contract between the District and Opal Adisa, Oakland, California, for the latter to provide 257 hours of coaching to support teachers with Beginning Teacher Support and Assessment Induction Program requirements and to mentor teachers in classroom practices; meet with the new teachers assigned to him/her during the school year; guide new teachers in improving their classroom practices and ensure that teachers complete requirements for their credential programs, for the period of August 3, 2009 through June 30, 2010, in the amount not to exceed \$11,000.00.

Resource Code - 0520-909

Funding Source: Tier3 - Principal Investment

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2507

Professional Services Contract - Mary Prophet - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Mary Prophet, Berkeley, California, for the latter to provide 257 hours of coaching to support teachers with Beginning Teacher Support and Assessment Induction Program requirements and to mentor teachers in classroom practices; meet with the new teachers assigned to him/her during the school year; guide new teachers in improving their classroom practices and ensure that teachers complete requirements for their credential programs, for the period of August 3, 2009 through June 30, 2010, in the amount not to exceed \$11,000.00.

Resource Code - 0520-909

Funding Source: Tier 5 - Principal Investment

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2511

Professional Services Agreement - Elaine Armour-Word - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Elaine Armour-Word, Berkeley, California, for the latter to provide 222 hours of coaching to support teachers with Beginning Teacher Support and Assessment Induction Program requirements and to mentor teachers in classroom practices; meet with the new teachers assigned to him/her during the school year; guide new teachers in improving their classroom practices and ensure that teachers complete requirements for their credential programs, for the period of August 3, 2009 through June 30, 2010, in the amount not to exceed \$9,500.00.

Resource Code - 0520-909

Funding Source: Teacher Credential Block - BTSA Induction

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2513

Professional Services Contract - William Winston - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Williams Winston of Oakland, California, for the latter to provide 550 hours of operational support within three teacher support programs (Induction, Intern Support; Highly Qualified Teacher Supports) as follows: (1) advises staff on frameworks for teacher development and retention; (2) develops Memorandums of Understanding with partner universities; (3) Maintains department program budgets; (4) develops and maintains the Highly Qualified Teacher Support program database; and (5) develops and maintains the department web site, for the period July 1, 2009 through June 30, 2010, in an amount not to exceed \$33,000.00.

Resource Code - 7392-909

Funding Source: Teacher Credential Block - BTSA Induction

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0



09-2514 Professional Services Contract - Marilyn Sampair - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Marilyn Sampair, Walnut Creek, California, for the latter to provide 222 hours of coaching to support teachers with Beginning Teacher Support and Assessment Induction Program requirements and to mentor teachers in classroom practices; meet with the new teachers assigned to him/her during the school year; guide new teachers in improving their classroom practices and ensure that teachers complete requirements for their credential programs, for the period of August 3, 2009 through June 30, 2010, in the amount not to exceed \$9,500.00.

Resource Code - 0520-909

Funding Source: Teacher Credential Block - BTSA Induction

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0



09-2521 Resolution - Non-Public School and Non-Public Agencies - Programs for Exceptional Children

Approval by the Board of Education of Resolution No. 0910-0041 Approving Amended and/or New Master Agreements or Contracts and Individual Service Agreements with Non-Public Schools and Non-Public Agencies for Special Education Program Services for Fiscal Year 2009-2010, pursuant to terms and conditions stated in said Resolution, including Attachments A and B, at a cost not to exceed \$13,189,422.25.

Resource Code - 6500-975

Funding Source: Special Education

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2528

Professional Services Contract - San Francisco State University - California Reading & Literature Project - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and San Francisco State University - California Reading & Literature Project (CLRP), San Francisco, California, for the latter to provide 92 hours of professional development service for elementary teachers to support English learners and developing academic content knowledge, specifically as described in the Scope of Work herein, for the period of August 27, 2009 through June 30, 2010, in an amount not to exceed \$54,150.00.

Resource Code - 3010-909

Funding Source: Title 1 - Professional Development Bilingual

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2543

Professional Services Contract - Mary Prophet - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Mary Prophet, Oakland, California, for the latter to provide 115 hours to support teachers in Classroom Management, providing targeted individualized support for teachers facing difficulties with classroom management generally and with related issues regarding student conduct; conduct classroom management workshops and give one-on-one support to teachers, and other services as described in the Scope of Work, for the period of August 3, 2009 through June 30, 2010 in an amount not to exceed \$4,575.00.

Resource Code - 3010-909

Funding Source: Title 1 - NCLB - Highly Qualified Teacher

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0



09-2544

Professional Services Contract - Nancy Garvey - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Nancy Garvey, Oakland, California, for the latter to provide 250 hours to support teachers in Classroom Management, providing targeted individualized support for teachers facing difficulties with classroom management generally and with related issues regarding student conduct; conduct classroom management workshops and give one-on-one support to teachers, and other services as described in the Scope of Work, for the period of August 3, 2009 through June 30, 2010 in an amount not to exceed \$10,975.00.

Resource Code - 3010-909

Funding Source: Title 1 - NCLB - Highly Qualified Teacher

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0



09-2545

Professional Services Contract - Erika Horvath - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Erika Horvath, Oakland, California, for the latter to provide 235 hours to support teachers in Classroom Management, providing targeted individualized support for teachers facing difficulties with classroom management generally and with related issues regarding student conduct; conduct classroom management workshops and give one-on-one support to teachers, and other services as described in the Scope of Work, for the period of August 3, 2009 through June 30, 2010 in an amount not to exceed \$9,375.00.

Resource Code - 3010-909

Funding Source: Title 1 - NCLB - Highly Qualified Teacher

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2546

Professional Services Contract - Opal Adisa - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Opal Adisa, Oakland, California, for the latter to provide 155 hours to support teachers in Classroom Management, providing targeted individualized support for teachers facing difficulties with classroom management generally and with related issues regarding student conduct; conduct classroom management workshops and give one-on-one support to teachers, and other services as described in the Scope of Work, for the period of August 3, 2009 through June 30, 2010 in an amount not to exceed \$6,175.00.

Resource Code - 3010-909

Funding Source: Title 1 - NCLB Highly Qualified Teacher

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**09-2547****Professional Services Contract - Charleen Calvert - Instructional Services**

Ratification by the Board of Education of a Professional Services Contract between the District and Charleen Calvert, Berkeley, California, for the latter to provide 120 hours to support teachers in Classroom Management, providing targeted individualized support for teachers facing difficulties with classroom management generally and with related issues regarding student conduct; conduct classroom management workshops and give one-on-one support to teachers, and other services as described in the Scope of Work, for the period of August 3, 2009 through June 30, 2010 in an amount not to exceed \$4,775.00.

Resource Code - 3010-909

Funding Source: Title 1 - NCLB - Highly Qualified Teacher

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**09-2548****Professional Services Contract - Hildie Spritzer - Instructional Services**

Ratification by the Board of Education of a Professional Services Contract between the District and Hildie Spritzer, Oakland, California, for the latter to provide 235 hours to support teachers in Classroom Management, providing targeted individualized support for teachers facing difficulties with classroom management generally and with related issues regarding student conduct; conduct classroom management workshops and give one-on-one support to teachers, and other services as described in the Scope of Work, for the period of August 3, 2009 through June 30, 2010 in an amount not to exceed \$9,375.00.

Resource Code - 3010-909

Funding Source: Title 1 - NCLB Highly Qualified Teacher

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London,

Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2553

Professional Services Contract - Marilyn Sampair - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Marilyn Sampair, Walnut Creek, California, for the latter to provide 95 hours to support teachers in Classroom Management, providing targeted individualized support for teachers facing difficulties with classroom management generally and with related issues regarding student conduct; conduct classroom management workshops and give one-on-one support to teachers, and other services as described in the Scope of Work, for the period of August 3, 2009 through June 30, 2010 in an amount not to exceed \$3,775.00.

Resource Code - 3010-909

Funding Source: Title 1 - NCLB Highly Qualified Teachers

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2554

Professional Services Contract - Kit Land - Instructional Services

Ratification by the Board of Education of a Professional Services Contract between the District and Kit Land, Alameda, California, for the latter to provide 74 hours to support teachers in Classroom Management, providing targeted individualized support for teachers facing difficulties with classroom management generally and with related issues regarding student conduct; conduct classroom management workshops and give one-on-one support to teachers, and other services as described in the Scope of Work, for the period of August 3, 2009 through June 30, 2010 in an amount not to exceed \$2,975.00.

Resource Code - 3010-909

Funding Source: Title 1 - NCLB Highly Qualified Teacher

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2558****Professional Services Contract - LaVerne Watkins - Explore Middle School**

Ratification by the Board of Education of a Professional Services Contract between District and LaVerne Watkins, San Leandro, California, for the latter to provide 80 hours of insight and direction for parents, help parents deal with child's learning environment, give advice towards evaluation of children's abilities, invite outside professionals to share knowledge about interactions between children/parents/teachers, introduce parental guidance methods and concepts, work with parents to prepare a solid foundation, and present literature on behavior and adolescence, at Explore Middle School, for the period August 1, 2009 through June 30, 2010, in a not to exceed amount of \$25,000.00.

Resource Code - 3010-225

Funding Source: Title I

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2559****Professional Services Contract - Andre Mouton - Explore Middle School**

Ratification by the Board of Education of a Professional Services Contract between District and Andre Mouton, Oakland, California, for the latter to provide 1200 hours of intervention for 25 boys with behavioral challenges, set up parent conferences, assist with completion of IEP's and SST's, teach behavioral awareness and self esteem skills, raise money for field trips, involve students in community service, and motivate students to improve their GPA, grades, and attendance, at Explore Middle School, for the period August 1, 2009 through July 1, 2010, in an not to exceed amount of \$35,976.00.

Resource Code - 3011-225, 7090-225, 3010-225

Funding Source: Title 1 Stimulus and Improving American Schools Act, Economic Impact Aide, State Compensatory Education

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2605

Professional Services Contract - PMA Consulting - Laurel Elementary School

Approval by the Board of Education of a Professional Services Contract between District and PMA Consulting, Oakland, CA, for the latter to provide 306 hours of a highly qualified, experienced consultant, trained in use of Language for Writing and English Now materials with a proven track record of success in attaining the state mandated California English Language Development Training process, to provide direct services daily to English Language Learner students; to work with small groups of English Language Development students using Language for Writing or English Now materials; to read and provide feedback for Language for Writing assignments; to work one on one with an English Language Learner on a skill specifically designed for his/her individual needs; to administer Language for Writing and English Now unit assessments and to work only with identified English Language Learner students, for the period September 8, 2009 through April 21, 2010, at Laurel Elementary School, in an amount not to exceed \$7,285.86.

Resource Code - 7091-131

Funding Source: Limited English Proficient

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London,
Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

Safety Committee - Report - September 15, 2009

Community Relations and Governance



09-2290

Professional Services Contract - Blue Oak Training LLC - Emergency First Aid Response Training for District Employees

Ratification by the Board of Education of Professional Services Agreement between District and Blue Oak Training LLC, for the latter to provide Red Cross certified training in cardiopulmonary resuscitation, First Aid and automated external defibrillation to a minimum of 300 District employees, by authorized Agreement with the Sierra-Sacramento Chapter and the Bay Area Red Cross Chapters, commencing July 20, 2009 and concluding June 30, 2010, in an amount not-to-exceed \$13,500.00.

Resource Code - 0000-994

Funding Source: General Purpose

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London,
Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2711

Pupil Disciplinary Hearing Panel Co-Chairs and Members - 2009-2010 School Year

Adoption by Board of Education of Resolution No. 0910-0079 - Appointing certificated staff named herein as Co-chairs of the Pupil Disciplinary Hearing Panel for the 2009-2010 School Year and/or until their respective successor is appointed by the Board of Education.

Attachments: [Document\(s\)](#)
[09-2711 - Pupil Disciplinary Hearing Panel Co-Chairs and Members - 2009-2010 School Year.pdf](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

Facilities Committee - Report - September 15, 2009

Facilities Management



09-2496 Amendment No. 1 - Marvin Saltzberg - Stonehurst Small Schools Conversion Project

Approval by the Board of Education of Amendment No. 1 to Professional Services Agreement between District and Marvin Saltzberg, Hercules, CA, for the latter to provide additional Division of State Architect (DSA) inspection services due to the schedule extending past the specified completion date and independent inspection services are required by DSA in conjunction with the Stonehurst Small Schools Conversion Project in an additional amount not to exceed \$12,000.00, increasing the Agreement from \$19,500.00 to a not-to-exceed amount of \$31,500.00, and extending the end date from March 31, 2009 to August 31, 2009. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 2122-155

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0

Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

[09-2563](#)**Lease Agreement - Chinese Presbyterian Church - Oakland Career and Adult Education**

Approval by the Board of Education of Lease Agreement between District and Chinese Presbyterian Church, Oakland, CA, for the provision by Adult and Career Education of English as a Second Language and Citizenship class(es) on the owned premises of the Church at 265 Eight Street, Oakland, CA, pursuant to the terms and conditions stated in Lease, for the period August 31, 2009 through June 25, 2010 at a cost not to exceed \$11,550.00.

Resource Code - 6390-400

Funding Source: 6390

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

[09-2565](#)**Memorandum of Understanding - Allen Temple Housing and Economic Development Corporation - Oakland Career and Adult Education**

Approval by the Board of Education of Memorandum of Understanding between District and Allen Temple Housing and Economic Development Corporation, Oakland, CA, for the provision by Adult and Career Education of class(es) on the owned premises of the Corporation at 8501 International Boulevard, Oakland California, pursuant to the terms and conditions stated in said MOU, for the period September 23, 2009 through June 30, 2012, at no cost to the District.

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London,

Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

[09-2566](#)

Memorandum of Understanding - The Arc of Alameda - Oakland Career and Adult Education

Approval by the Board of Education of Memorandum of Understanding between District and The Arc of Alameda County, for the provision by Adult and Career Education of class(es) on the owned premises of the Arc at 2048 William St., San Leandro, CA, pursuant to the terms and conditions stated in said MOU, for the period of September 23, 2009 through June 30, 2012, at no cost to the District.

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

[09-2567](#)

Memorandum of Understanding - Downs Memorial United Methodist Church - Oakland Career & Adult Education

Approval by the Board of Education of Memorandum of Understanding between District and Downs Memorial Methodist Church, Oakland, California, for the provision by Adult and Career Education of class(es) on the owned premises of the Church at 6026 Idaho St., Oakland, CA, pursuant to the terms and conditions stated in said MOU, for the period of September 23, 2009 through June 30, 2012, at no cost to the District.

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0

Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

[09-2568](#)

Memorandum of Understanding - East Bay Community Recovery Project - Oakland Career & Adult Education

Approval by the Board of Education of Memorandum of Understanding between District and East Bay Community Recovery Project, Oakland, California, for the provision by Adult and Career Education of class(es) on the owned premises of the Project at 2577 San Pablo Ave., Oakland, CA, pursuant to the terms and conditions stated in said MOU, for the period of September 23, 2009 through June 30, 2012, at no cost to the District.

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

[09-2569](#)

Memorandum of Understanding - Fruitvale Presbyterian Church - Oakland Adult & Career Education

Approval by the Board of Education of Memorandum of Understanding between District and Fruitvale Presbyterian Church, Oakland California, for the provision by Adult and Career Education of class(es) on the owned premises of the Church at 2735 MacArthur Boulevard, Oakland California, pursuant to the terms and conditions stated in said MOU, for the period of September 23, 2009 through June 30, 2012, at no cost to the District.

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

[09-2570](#)

Memorandum of Understanding - Greek Orthodox Cathedral - Oakland Career & Adult Education

Approval by the Board of Education of Memorandum of Understanding between District and Greek Orthodox Cathedral, Oakland California, for the provision by Adult and Career Education of class(es) on the owned premises of the Church at 4700 Lincoln Ave., Oakland, CA, pursuant to the terms and conditions stated in said MOU, for the period of September 23, 2009 through June 30, 2012, at no cost to the District.

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

[09-2571](#)

Memorandum of Understanding - Lao Family Community Development, Inc. - Oakland Career & Adult Education

Approval by the Board of Education of Memorandum of Understanding between District and Lao Family Community Development, Oakland California, for the provision by Adult and Career Education of class(es) on the owned premises of the Development at 2325 E. 12th St., Oakland, CA, pursuant to the terms and conditions stated in said MOU, for the period of September 23, 2009 through June 30, 2012, at no cost to the District.

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0

Preferential Nay: 0



[09-2572](#)

Memorandum or Understanding - Nobles Towers - Oakland Career & Adult Education

Approval by the Board of Education of Memorandum of Understanding between District and Noble Towers, Oakland California, for the provision by Adult and Career Education of class(es) on the owned premises of the Towers at 1515 Lakeside Dr., Oakland, CA, pursuant to the terms and conditions stated in said MOU, for the period of September 23, 2009 through June 30, 2012, at no cost to the District.

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



[09-2614](#)

Amendment No. 1 - ACC Environmental, Inc. - Whittier Elementary School Modernization Project

Approval by the Board of Education of Amendment No. 1 to Professional Services Agreement between District and ACC Environmental, Inc., Oakland, CA, for the latter to provide additional environmental inspection services, due to an unforeseen condition, whereas additional asbestos was discovered during the construction process in conjunction with the Whittier Elementary School Modernization Project in an additional amount not to exceed \$2,941.25, increasing the Agreement from \$13,500.00 to a not-to-exceed amount of \$16,441.25, and extending the end date from November 10, 2008 to October 31, 2009. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 2122-163

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0



[09-2615](#)

Amendment No. 4 - HKIT Architects - Jefferson Elementary School Portable Replacement Project

Approval by the Board of Education of Amendment No. 4 to Professional Services Agreement between District and HKIT Architects, Oakland, CA, for the latter to provide a redesign of the existing handicap ramp in front of the Global Family School and a new rear entrance and handicap ramp for the kindergarten play ground due to a design error or omission, whereas the design work was excluded in the original contract due to the architect not knowing at that time if the scope was going to be needed at the rear entrance and various other items described herein in conjunction with the Jefferson Elementary School Portable Replacement Project in an additional amount not to exceed \$28,969.00, increasing the Agreement from \$1,857,580.00 to a not-to-exceed amount of \$1,886,549.00. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 2122-128

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0



[09-2616](#)

Amendment No. 4 - Gelfand Partners - Cox Elementary School Modernization Project

Approval by the Board of Education of Amendment No. 4 to Professional Services Agreement between District and Gelfand Partners, San Francisco, CA, for the latter to provide additional design services to update the project drawings to accommodate the latest fire alarm design standards, including changing the notification devices to multi candela devices adding a 3rd loop to the system to allow for future expansion and various other items described herein in conjunction with the Cox Elementary School Modernization Project, in an additional amount not to exceed \$4,400.00, increasing the Agreement from \$527,078.00 to a not-to-exceed amount of \$531,478.00, and extending the end date from December 31, 2009 to December 31, 2010. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 2122-110

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2617

Amendment No. 6 - Gelfand Partners - Cox Elementary School New Classroom Project

Approval by the Board of Education of Amendment No. 6 to Professional Services Agreement between District and Gelfand Partners, San Francisco, CA, for the latter to provide additional design services to update the project drawings to accommodate the latest fire alarm design standards including changing the notification devices to multi candela devices adding a 3rd loop to the system to allow for future expansion and various other items described herein in conjunction with the Cox Elementary School New Classroom Project in an additional amount not to exceed \$3,025.00, increasing the Agreement from \$1,317,884.00 to a not-to-exceed amount of \$1,320,909.00, and extending the end date from December 31, 2009 to December 31, 2010. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 2122-110

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2618

Professional Services Agreement - ACC Environmental - Sobrante Park Classroom 1 Fire Repair Project

Approval by the Board of Education of Professional Services Agreement between District and ACC Environmental, Oakland, CA, for the latter to provide project planning, work plan, project management and air monitoring services for the removal of fire damaged asbestos containing materials from Classroom 1 in conjunction with the Sobrante Park Classroom 1 Fire Repair Project for the period commencing September 24, 2009 and concluding no later than December 31, 2009 in an amount not to exceed \$3,410.00.

Resource Code - 0111-154

Funding Source: Risk Management

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
 Nay: 0
 Recused: 0
 Absent: 2 - [Vacant] and Alice Spearman
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-2622

Amendment No. 1 - Mobile Mini - Hoover Elementary School Modernization Project

Approval by the Board of Education of Amendment No. 1 to Professional Services Agreement between District and Mobile Mini, San Leandro, CA, for the latter to provide additional storage for the ongoing summer modernization projects in conjunction with the Hoover Elementary School Modernization Project in an additional amount not to exceed \$1,127.45, increasing the Agreement from \$3,180.00 to a not-to-exceed amount of \$4,307.45. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 2122-170

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0



09-2623

Amendment No. 1 - Mobile Mini - Laurel Elementary School Modernization Project

Approval by the Board of Education of Amendment No. 1 to Professional Services Agreement between District and Mobile Mini, Hayward, CA, for the latter to provide additional storage for the ongoing summer modernization projects in conjunction with the Laurel Elementary School Modernization Project in an additional amount not to exceed \$758.09, increasing the Agreement from \$1,180.00 to a not-to-exceed amount of \$1,938.09. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 2122-131

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0



09-2624

Professional Services Agreement - 360 Total Concept - Division of Facilities, Planning and Management Project

Approval by the Board of Education of Professional Services Agreement between District and 360 Total Concept, Oakland, CA, for the latter to provide contract compliance support services and monitoring oversight to the District related to the Local Business Utilization Program and various other items described herein in conjunction with the Division of Facilities, Planning and Management Project for the period commencing September 24, 2009 and concluding no later than September 24, 2010 in an amount not to exceed \$60,000.00.

Resource Code - 2122-918

Funding Source: General Obligation Bond

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



09-2625

Professional Services Agreement - ACC Environmental - Life Academy Roof Replacement Project

Approval by the Board of Education of Professional Services Agreement between District and ACC Environmental, Oakland, CA, for the latter to perform a comprehensive hazardous materials survey to include the roof, pursuant to the attached proposal which is incorporated into the contract to the extent that it is subordinate to and not inconsistent with the contract terms in conjunction with the Life Academy Roof Replacement Project for the period commencing September 24, 2009 and concluding no later than October 31, 2009 in an amount not to exceed \$6,460.00.

Resource Code - 1414-335

Funding Source: Deferred Maintenance

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2626****Professional Services Agreement - Bay City Mechanical, Inc. - Oakland High School Modernization-Williams Settlement Project**

Approval by the Board of Education of Professional Services Agreement between District and Bay City Mechanical, Inc., Richmond, CA, for the latter to provide additional crane services as required for completion of project at Oakland High School site, in lieu of other contractor, in conjunction with the Oakland High School Modernization-Williams Settlement Project for the period commencing September 24, 2009 and terminating November 30, 2009 in an amount not to exceed \$7,425.00.

Resource Code - 2122-304

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2627****Professional Services Agreement - KDI Consulting, Inc. - Roosevelt Middle School Health Center Project**

Approval by the Board of Education of Professional Services Agreement between District and KDI Consulting, Inc., Oakland, CA, for the latter to provide Division of State Architect inspection services in conjunction with the Roosevelt Middle School Health Center Project for the period commencing on September 24, 2009 and shall conclude upon completion of the project, or permanent abandonment of the Project by the District, or August 1, 2010, whichever occurs first, in an amount not to exceed \$46,800.00.

Resource Code - 2122-212

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**09-2628****Professional Services Agreement - Ninyo and Moore - Life Academy 2111 Relocation Project**

Approval by the Board of Education of Professional Services Agreement between District and Ninyo and Moore, Oakland, CA, for the latter to provide a Preliminary Assessment (PEA) report for the Life Academy site, including working with California Department Toxic Substances Control's (DTSC's) who will be overseeing the entire process, defining the scope and various other items described herein in conjunction with the Life Academy 2111 Relocation Project for the period commencing September 24, 2009 and concluding no later than December 31, 2009 in an amount not to exceed \$33,100.00.

Resource Code - 2122-335

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo

Nay: 0

Recused: 0

Absent: 2 - [Vacant] and Alice Spearman

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**09-2629****Professional Services Agreement - Simplex Grinnell - Peralta Elementary School Modernization Project**

Approval by the Board of Education of Professional Services Agreement between District and Simplex Grinnell, Livermore, CA, for the latter to provide time and material to program new devices in the new portable that was added; provide troubleshooting support for troubles caused by contractor on-site, and testing system in conjunction with the Peralta Elementary School Modernization Project for the period commencing September 24, 2009 and concluding no later than December 31, 2009 in an amount not to exceed \$4,648.00.

Resource Code - 2122-145

Funding Source: General Obligation Bond-Measure B

Attachments: [Document\(s\)](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

Other Recommendation(s)



[09-2696](#) **Minutes - Board of Education - Regular Meeting - September 9, 2009**

Ratification by the Board of Education of its Regular Meeting Minutes of September 9, 2009, prepared by Secretary and staff shortly after said meeting.

Attachments: [Document\(s\)](#)
[09-2696 - Minutes - Board of Education - Regular Meeting - September 9, 2009](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

[09-2733](#) **OE 14 Jurisdictional Transfer - Teaching and Learning Committee to Safety Committee**

Approval by the Board of Education of jurisdictional transfer/responsibility for OE 14 - Learning Environment/Treatment of Students from Teaching and Learning Committee to Safety Committee.

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

**09-2743****Minutes - Board of Education - Special Meeting - September 9, 2009**

Ratification by the Board of Education of its Special Meeting Minutes of September 9, 2009, prepared by Secretary and staff shortly after said meeting.

Attachments: [Document\(s\)](#)
[09-2743 - Minutes - Board of Education - Special Meeting - September 9, 2009](#)

This Matter was Adopted on the Consent Agenda.

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

Passed The General Consent Report

A motion was made by Jody London, seconded by David Kakishiba, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 6 - Jumoke Hinton Hodge, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Absent: 2 - [Vacant] and Alice Spearman
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

P. President's Statement Disclosing Item(s) To Be Discussed in Closed Session Today

President Gallo said the Board will recess the Public Session to Closed Session to take up Student Matters, Legal Matters and Labor Matters.

Q. Closed Session Item(s)

Labor Matter(s)

09-2549 Conference With Labor Negotiators

United Administrators of Oakland Schools (UAOS), Service Employees International Union - Local 1021 (SEIU), Oakland Education Association (OEA), Oakland Child Development Paraprofessional Association (OCDPA), American Federation of State, County and Municipal Employees-Local 257 (AFSCME), Brotherhood of Teamsters, Auto Truck Drivers-Local 70 of Alameda County, Brotherhood of Teamsters, Warehouse, Mail Order, Retail Employees- Local 853 of Alameda County, American Federation of Teachers/CFT-Local 771 (AFT), Building and Construction Trades Council of Alameda County, California School Employees Association (CSEA) .

Principal District Representative: Jacqueline Minor, General Counsel

Legal Matter(s)

09-2738 Conference With Legal Counsel - Existing Litigation

DFEH, Real Party In Interest, Reginald Hawkins, vs OUSD
Alameda County Superior Court, Case No. RG08416863

Pupil Matter(s)

Admission(s)

09-2608 Admission Hearing - Student C

Readmission(s)

08-0394 Readmission Hearing - Student A

Reconsideration of Expulsion Order Hearing(s) - Student B

08-2524 Reconsideration of Expulsion Order Hearing - Student B

R. Recess to Closed Session

President Gallo recessed the meeting to Closed Session at 8:59 P.M.

S. Return to Public Session

President Gallo reconvened the meeting to Public Session at 9:28 P.M.

T. Second Roll Call

Roll Call: Present: Eric Adams, David Kakishiba, Christopher Dobbins, Jody London, Gary Yee and Noel Gallo
Absent: [Vacant], Jumoke Hodge and Alice Spearman

U. President's Statement of Reportable Action Taken in Closed Session and the Vote(s) of Members of the Board of Education, If Any

President Gallo said there were no reportable actions taken in Closed Session.

V. Adoption of the Pupil Discipline Consent Report**Pupil Matter(s)****Admission(s)**

09-2608 Admission Hearing - Student C

Readmission(s)

08-0394 **Readmission Hearing - Student A**

Reconsideration of Expulsion Order Hearing(s) - Student B

08-2524 **Reconsideration of Expulsion Order Hearing - Student B**

W. Introduction of New Matter

Director London said she had two requests.

(1) Director London requested a briefing in writing or oral from Legal Counsel on the process for which we bring recommendations that come out of Committee to the Full Board. She said in tonight's Board Meeting two situations where there was confusion at the Committee level about how we move our items forward. This may bring us to a need for some briefing for Board Members on some of the process issues that we need to be following in order to make sure that when a recommendation comes out of Committee it is brought to the Full Board for consideration.

(2) As the minutes are approved from the various Advisory Committees they be placed on our agenda information so that someone who isn't going back and reading all the Committee agendas has the opportunity to know that the Committees met and this is what happened once their minutes are approved.

Director Kakishiba requested a Special Board Meeting on December 9th and President Gallo said we would have that meeting.

Public Comments

Jim Mordecai said he wants the Board to consider supporting him on process. He said when the Board met at West Oakland Middle School he handed Mr. Rakestraw a piece of paper where he had a motion that he wanted the Board to consider. That was not put on the agenda of the previous Board Meeting which I assumed it would be. He said Education Code 35145.5 says it is the intent of the legislature that members of the public be able to place matters directly related to school districts on the agenda of school district Governing Board meetings. He said the back of the agenda says Introduction of New Matter. Mr. Mordecai read from the agenda. This section of the agenda permits the introduction of new business matter within the subject matter jurisdiction of District that may be scheduled pursuant to requirement of Board By-Law 9322 for future meetings. He said if you look at Board By-Law 9322, agenda and meeting materials the sentence begins: Members of the public may have matters directly related to school district business placed on the agenda of

any regular meeting of the Board. He said it further states provided a written request including the language of the specific legislative proposal and supporting documentation for such item is filed with the Secretary, Mr. Rakestraw, at Regular Meeting during Introduction of New Business or filed in the Office of the Board. Mr. Mordecai said he did file the request with Mr. Rakestraw and it has not surfaced. He said he would like to hear what the procedure is, why it did not surface, and leadership from the Board that if somebody from the public brings something that it gets placed on the agenda.

President Gallo asked Legal Counsel to respond.

Ms. Minor responded saying she provided a legal response on behalf of the District explaining why that matter was not agendized for consideration by the Board. She said it was a request that the Board seek an opinion from the State Attorney General and under state law citizens do not have the right to request a public opinion from the Attorney General and we found the request to be a way of circumventing state law and that is the reason that it was not agendized and the written explanation was provided.

Mr. Mordecai said in procedure, if somebody does something like this I think it would be common courtesy that somehow he is informed to what is going on.

Ms. Minor said a written response was provided and asked Mr. Mordecai did he not receive it.

President Gallo said Mr. Mordecai will be provided a copy of the written response.

X. Adjournment

President Gallo adjourned the meeting at 9:37 P.M.

Prepared By: _____

Approved By: _____