

Oakland Unified School District

Board of Education
Paul Robeson Building
1025 2nd Avenue, Suite 108
Oakland, CA 94606-2212
(510) 879-8199 Voice
(510) 879-8000 Fax



DRAFT

ACCESSIBILITY OF AGENDA AND AGENDA MATERIALS

Agenda and agenda materials, if any, associated with this meeting are accessible on the Board of Education's World Wide Web Site at <http://webportal.ousd.k12.ca.us> or from any computer terminal in the Office of the Board of Education at the above-stated address.

AMERICANS WITH DISABILITIES ACT COMPLIANCE

Individuals requiring a reasonable accommodation to participate in meetings other than handicapped access, should notify the Office of the Board of Education seventy-two (72) hours prior to the meeting at either (510) 879-8678 (VM); or boe@ousd.k12.ca.us (E-Mail); or (510) 879-8739 (TTY/TDD); or (510) 879-8000 (Fax).

Minutes (Long) **Wednesday, May 13, 2009** **5:00 PM**

**Board Room, Paul Robeson Building, 1025 2nd Avenue, Oakland, CA
94606-2212**

State Administrator and/or Board of Education

***Vincent C. Matthews, State Administrator/Trustee and/or
President Noel Gallo and Vice President Gary Yee
Directors: Jody London, Jumoke Hodge, David Kakishiba, Christopher Dobbins, Alice
Spearman
Student Directors: Shannon Chase and Cecilia Lopez
Staff: Edgar Rakestraw, Jr., Secretary, Board of Education***

A. Call To Order

President Noel Gallo called the meeting to order at approximately 5:10 P.M.

B. Roll Call

Roll Call: Present: Cecilia Lopez, Jody London, Jumoke Hodge, Christopher Dobbins, Alice Spearman, Gary Yee, Noel Gallo and Vincent Matthews
Excused: David Kakishiba
Absent: Shannon Chase

C. Pledge of Allegiance

Student Director Cecilia Lopez led the Board in the Pledge of Allegiance to the Flag.

D. Special Recognitions and/or Presentations



[09-1485](#)

The Day of The Teacher

Joint Adoption by the State Administrator and Board of Education of Resolution No. 0809-0204 - Recognizing and Honoring The Day of the Teacher, May 14, 2009.

Attachments: [Document\(s\)](#)
[09-1485 - Day_of_the_Teacher.pdf](#)

Student Director Cecilia Lopez read Resolution No. 0809-0204 into the record. Interim Superintendent Mayor acknowledged all OUSD teachers in doing the best they can for the children of Oakland. Board Members individually commended teachers and noted the importance of their role in the District. They appreciate the individual sacrifices that teachers make and for being on the front lines. Betty Olson Jones, OEA President, accepted the tribute, saying said teachers work at the craft and many of the teachers have been teachers for years and have done their job with patience, love and compassion for students.

Presentation/Acknowledgment Made



[09-1479](#)

Alameda County English Language Coach of the Year - Rebecca Abbott

Joint Adoption by the State Administrator and Board of Education of Resolution No. 0809-0200 - Recognizing and Honoring Rebecca Abbott, as Alameda County English Language Coach of the Year.

Attachments: [Document\(s\)](#)
[09-1479 - Alameda_County_English_Language_Coach_of_the_Year - Rebecca Abbott.pdf](#)

Presentation/Acknowledgment Made**09-1481****Child Nutrition Employee Week - May 4-8, 2009**

Joint Adoption by the State Administrator and Board of Education of Resolution No. 0809-0201 - Recognizing and Honoring May 4-8, 2009, as Child Nutrition Employee Week.

Attachments: [Document\(s\)](#)
[Child 09-1481 - Nutrition_Employee_Week__May_4_-_9,_2009.pdf](#)

Director London read the Resolution 0809-0201 into the record. She said we are one of only 30 school districts in the State to have a green building policy, energy and water conservation policy. She said we have a gifted Food Service Manager who is working hard to improve the quality of the school meals for our students. Jennifer LeBarre accepted the tribute saying their efforts are on behalf of the students. She said kids are more ready to learn when they start the day with a nutritious meal. We know the connection between academic achievement at school sites and the Food Services Program.

Presentation/Acknowledgment Made**09-1483****Caleb Cheung - Chair, California Commission on Teacher Credentialing**

Joint Adoption by the State Administrator and Board of Education of Resolution No. 0809-0202 - Recognizing and Honoring Caleb Cheung upon his appointment by the Governor as Chairperson of the California Commission on Teacher Credentialing.

Attachments: [Document\(s\)](#)
[09-1483 - Caleb_Cheung_-_Chair,_California_Commission_on_Teacher_Credentialing.pdf](#)

Director Spearman read Resolution 0809-0202 into the record. Caleb Cheung accepted the tribute, saying his appointment to the Commission has given him the opportunity to be an advocate for teachers, and for educators, especially urban districts. Board Members and staff members were thanked. Mr. Cheung said these are very challenging economic times for everyone. At the same time, there are opportunities to improve our District and make dramatic changes.

Presentation/Acknowledgment Made**09-1484****Title I Multiple Years of Improvement Award - Lincoln Elementary School**

Joint Adoption by the State Administrator and Board of Education of Resolution No. 0809-0203 - Recognizing and Honoring Lincoln Elementary School, as recipient of the Title I Multiple Years of Improvement (5 Years) Award.

Attachments: [Document\(s\)](#)
[09-1484 - Title_I_Multiple_Years_of_Improvement_Award_-_Lincoln_Elementary_School.pdf](#)

Director Yee read Resolution 0809-0203 into the record. Director Yee said Lincoln Elementary School is being honored as a recipient of the Title I Multiple Years of Improvement Award. Students from Lincoln School individually commended the wonderful

teachers at Lincoln School and reasons why they enjoy attending the school. Teachers were thanked for their commitment to teaching.

Presentation/Acknowledgment Made

E. Report of Student Board Members

09-1456 Report of Student Board Members - May 13, 2009

Presentation of Student Director's Report by Shannon Chase and/or Cecilia Lopez - May 13, 2009.

Student Director Cecilia Lopez reported on the Talent Showcase and Fashion Show held on May 9th and sponsored by All City Council. The last meeting of the All City Council will be held on May 21 and elections for all positions will be held on that day, including the two positions for Student Director to the Board of Education. Student Director Lopez reminded the audience about the town hall meeting scheduled next Wednesday to meet the Superintendent finalists. The meeting starts at 6:00 P.M. She invited the public to a dance show this Friday at Oakland High School.

Presentation/Acknowledgment Made

F. Speaker Request Cards/Modifications to the Agenda

Secretary's Note

After Item F, President Gallo took up agenda items in the following order:

- G. Public Comment (45 minutes)*
- J. Public Hearing - State Administrator*
 - 09-1401 - Special Waiver Request - Instructional Time Requirements - Waiver of Audit Penalties*
- M. Adoption of the General Consent Report - State Administrator*
- G. Public Comment (Continued)*
- J. New Business - State Administrator*
 - 09-1260 Board Policy 6146.11 Instruction - Alternative Credits Toward Graduation*
 - 09-1398 Strategic Alignment of Investments with Board Priorities*
- J.1 New Business - Board of Education - Safety Committee*
 - 09-0238 Policy Type: OE 13: Discipline*
- J.2 Joint Matter - Sate Administrator and/or Board of Education*
 - 09-1457 Minutes - April 22, 2009*
- M1. Adoption of the General Consent Report - Board of Education*
- K. Superintendent's Report*
- L1. Report of Regular Board Members*
- N. President's Statement Disclosing Items to be Discussed in*

*Closed Session
O, P, Q, R, S, T, U, V.*

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

Public Comments

09-1455 Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - State Administrator/Board of Education - May 13, 2009

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - State Administrator/Board of Education - Regular Meeting - May 13, 2009.

Dana Grosvenor, teacher, La Escuelita, protested teacher consolidations. The District's demographer projected an enrollment decline at La Escuelita by six students. La Escuelita disputes the findings.

Makossi Bavesi, parent, La Escuelita, spoke in protest against teacher consolidations.

Barbara Buswell, teacher, Hillcrest Elementary School, asked the Board to rescind the Non Re-elect letter sent to Margo Lyon. We may be turning away a highly qualified, compassionate professional. Ms. Buswell said all of her children attended Oakland Public Schools.

Scarth Locke, said he works as an Inclusion Aide in Margo Lyon's classroom and he sees her performance. She works with a spectrum of kids with a different needs. She maintains excellent standards and her students love her.

Sophia Fielding, Resource Specialist, Hillcrest Elementary spoke in support of Margo Lyon. She has a lot of patience and compassion for the students. She deserves to be a member of the school for next year.

Alice Rochester, Kindergarten teacher, Hillcrest, spoke in support of Margo Lyon. Teachers were told by the Superintendent that the decision to fire Margo Lyon was a site decision. There are usually school committees that work closely together and none of them had any knowledge about the decision. She requested more transparency about reasons for the Non-Re-Elect letters.

An unidentified speaker spoke on the issue of the Non-Re-Elect letter to Margo Lyon. She said the decision to not re-elect Ms. Lyon will follow her throughout her teaching career, even though she has no blemish on her performance reviews or evaluations. Hillcrest teaching staff requests the Board to challenge the District to justify the decision to terminate Margo Lyon and to reverse the decision.

Carolyn Irving, parent, spoke on behalf of Margo Lyon. She said the early years are especially formative in a child's life. Ms. Lyon inspires and encourages children to make great leaps. She creates a classroom that is exciting, yet calm. Ms. Irving encouraged the District to rescind the Non-Re Elect letter.

Julianna Fleming, parent, Hillcrest, spoke on behalf of Margo Lyon. She is an excellent teacher and represents the best of what Hillcrest has to offer. She can vouch for Ms. Lyon's creativity and professionalism. We cannot afford to lose another outstanding teacher.

Oscar Wright, Co-Chair, African American Education Task Force, reported on the Eighth Annual Honor Roll Celebration on Monday night where they honored 1,100 African American children in Grades 8 through 12 who had a GPA of 3.0 and above. The District needs to ensure that equity of content exists in the school district. The Board approved 15 charter schools before the State takeover and they were all placed in Black communities. More than 50 percent of our young folk will not graduate and those that do, many will not qualify to go to a four-year college.

Craig Gordon, teacher, Paul Robeson High School, said this District has the fastest shrinking teacher compensation since 2004. Several hundred teachers walked out today because they understand this District will continue to drive compensation and the conditions of teaching and learning into the ground unless we fight. The District is demanding a three percent pay cut and a health benefits caps. He asked if the District will stop spending \$77 million annually on consultants and if the District will stop using Results-Based Budgeting to cut programs at schools? Will the Board join OEA in publicly working for progressive taxation that forces Oakland's biggest corporations and the hugely profitable Port to pay their fair share to support public education?

Jack Gerson, teacher, Leadership Prep, said the District has received a 21 percent in cost-of-living adjustment and the teachers have received a quarter of a percent adjustment per year. The District has increased its contracts to consultants. The money needs to go classrooms.

Jocelyn Wong-Rolle, parent volunteer, Montera Middle School, spoke of \$33,000 of unspent grant funds. The Site did not request reappropriation of these funds and they learned that it is too late to do so now. They are asking for the Board's and administrator's assistance to address this situation. They request that the approximate \$33,000 in unspent grant funds be returned to Montera for FY 2009-2010 for Art, PE, Music and Woodshop. They also ask that the \$13,500 in permanent funds be allocated to Montera.

Joyce Baker, Music Director, Montera Middle School, said they need to replace instruments to keep their program strong and current. Parents have held many fundraisers. The school's Music Department needs the funds to replace the broken, outdated, missing, and stolen instruments for their program to compete in the 21st century music education program.

Ruth Siegmund, President, Montera PTA, said the Hill Schools do not receive any Title I funding. The funds represented by the grant are considerable to them. The PTA typically raises about \$60,000 a year and the grant represents about half of the funds. Fundraising for \$30,000 represents hundreds of hours for parent volunteers. Their school wants every

student to succeed and their music program is a huge part of their success at their school.

David deLeeuw, teacher, Oakland Technical High School, said teachers work hard. He has spent every Sunday afternoon at his home getting his grading and planning done for the past 20+ years. The districts with the lowest percentage of minority students pay the highest wages and the district's with the highest percentage of minority students pays the lowest wages. We short-change our kids.

An unidentified speaker noted approval of consultant contracts on tonight's agenda ranging from \$22,000 to \$67,000. He said Action Learning Systems, Inc. is listed to build second and third grade language arts benchmark exams and answer keys for the amount of \$54,000 to \$67,000 for the next school year. He has a letter from Brad Stam saying he would not use Action Learning Systems again after the speaker spent his own time proving how confusing and misleading it was for students.

Tania Kappner, OEA Executive Board, said we have the Stimulus package coming in and the opportunity to do right by the students and it is not being done. Excellent teachers have been fired in the District without notice or bad evaluations. At her school Tasha Vance has been nonrenewed and she received a letter the day she returned from her brother's funeral in the classroom when she has been developing a new academy that was approved and she has not been given the recognition of being part of that.

Mark Airgood, Special Education teacher, Edna Brewer Middle School, said the District has \$30,000,000 that is committed from the Federal Government in the Stimulus Package for Special Education and Title I programs. There are tens of millions dollars more on the way from the Stimulus package. OEA has raised the issue of the Stimulus monies at the bargaining table to retain teachers and to have a fair contract. They were told they could not spend it for that. We have not found one spot that there is any willingness to commit any of the Stimulus monies.

President Gallo said this concludes our 45 minutes on this item and we have 22 speaker cards remaining.

Isaiah Alvarado invited Board Members to visit Bunche School. He said teachers need a contract and a pay raise.

Ed Allen, teacher, Emerson Elementary School, said the District violated the law by sending him a March 15th letter. The funding for his position was switched through the RBB process

Ana Turetsky, teacher, Adult Education, talked about the district process of teacher termination and health benefits. She said 80 teachers have either been terminated or reduced to minimal hours. They should be eligible for COBRA;. Instead, all the teachers were placed into a substitute data base which has prevented them from getting notification that they are eligible for COBRA. The teachers are also ineligible for unemployment insurance. The Health Benefits Improvement Committee is in mediation with a side letter proposing that we bargain as the health benefits negotiating body.

Anthony Esoldo, teacher, Excel High School, said EXCEL has made tremendous gains, but it has come at a cost. They are overworked and underpaid. Many of them are working

with kids on the farthest margins of society. They feel an unimaginable sense of accomplishment when their kids enjoy success. Oftentimes, teachers make the difference between college, jail, and often are the last lines of defense between the kids and some mean Oakland Street. They see some of their kids go through things that no one should have to deal with, let alone a child. Because the public education system is chronically underfunded, many of our kids come in academically far behind. In Oakland, we do amazing work in some desperate situations. Teachers demand a raise. Stop burning our hardworking, passionate teachers by underfunding public education. If we can afford to bail out Wall Street, we should be able to properly fund our schools.

Betty Olson Jones, OEA President, said they have talked over and over about the importance of valuing the experts among us, rather than spending thousands of dollars on consultants for assessments that do not do work. OEA was just informed by a teacher that principals are being told that the OEA has signed off on agreement about the Quality of Education Investment Act. That is not true. There has been no agreement on QEIA changes in numbers.

Bob Mandal, Adult Education ESL teacher, said Adult Education programs should be kept alive because of award given to Lincoln School for its fifth consecutive year, a significant percentage of the working parents and grandparents of those kids go to the Lincoln School. There is a direct connection between Adult Education and the success of kids and young people. The most disrespectful and most harmful in the category was the District saying to the labor coalition that it had not and would not sign off on the 8 percent Kaiser hike when Kaiser admitted that it had used a different standard and overcharged us for years; yet the administration which is committed to privatization and to private profit went right ahead they signed off. It is disgraceful and it is deliberate.

Kate Gallagher and Kate Nichols, teachers, Rise Community School, 2nd Grade team, sang a song asking District to give teacher a fair contract.

Elizabeth Snider, SDC teacher, Santa Fe Elementary School, said one of her students has read her first book. She received a Non-re-elect letter on March 15. She would like the opportunity to continue working for the District next year.

Elizabeth Bone, Resource Specialist, Maxwell Park Elementary School, said it makes her sad to see so many dedicated teachers leave Oakland. She has seen a large exodus of teachers in the last 12 years. The teachers do not deserve to have their pay cut by three percent. They do not deserve to have their health benefits capped.

Glenda Hammonds said when she attended Lincoln School, they did not help teach students with disabilities and she was told she would never be successful but she has been successful.

Randall Bustamonte, teacher, Mandela High School, asked about the District's priorities. To him, success for a student is going beyond school and being able to raise a family with dignity and to stay off the streets. If our priorities are rights, the teachers are paid a just wage.

Tascha Barnes, teacher, Oakland Technical High School, said her name does not belong on a Non Re-Elect list. She has a Master's Degree in Chemistry.

Alissa McLean, Chairperson of the Oasis Board of Director, said they were here on April 22 to resubmit their charter renewal petition alongside a school improvement plan. She requested to withdraw the petition submitted on April 22 and instead, enter into the record, the charter renewal petition and school improvement plan being submitted this evening with additional pages of signatures that was missing the last time.

Marilyn Noble, Adult Education teacher, asked the District to think about how the Stimulus monies could help the Adult Education program. What can the district do to improve and expand those programs which still need strengthening? What can the district give to the Adult Education program, how can they use it, and how can the District help them succeed with the Stimulus money?

Jo Anna Lougin, UAOS, said the issues with money did not start or end with the State Administrator. She asked the Board to take on the responsibility for what the citizens elected them to be.

Caitlin Everett, SDC teacher, Brewer Middle School, asked the Board to consider SDC case load limits. She has 17 students on her caseload this year. Resource teachers have caseload limits. Other teachers have caseload limits. They should be entitled to the same thing. They do not make nearly the amount of money for what they do the salaries in the surrounding school districts in Alameda County.

Presentation/Acknowledgment Made

Roll Call (Secretary's Observation)

Director David Kakishiba present at 6:30 P.M.

Roll Call: Present: Cecilia Lopez, Jody London, David Kakishiba, Jumoke Hodge, Christopher Dobbins, Alice Spearman, Gary Yee, Noel Gallo and Vincent Matthews
Absent: Shannon Chase

H. Public Hearing(s) - State Administrator



09-1401

Specific Waiver Request - Instructional Time Requirements - Waiver of Audit Penalties

Public Hearing* and Adoption by State Administrator of Resolution No. 0809-0177 - Request for Specific Waiver of Penalties - Shortfall of Instructional Minutes - Fiscal Year 2005-2006 at Brookfield Elementary School, Marshall Elementary School, and students promoted from those schools and attending Madison Middle School, Alliance Middle School, and Elmhurst Community School.

*Public Hearing only May 13, 2009 Meeting

Attachments: [09-1401_Specific_Waiver_Request_-_Instructional_Time_Requirements_-_Waiver_of_Audit_Penalties.pdf](#)

State Administrator Matthews opened the Public Hearing for Specific Waiver of

Instructional time required at 6:52 P.M.

There was no public comment.

Bill Nownes, Interim Director of State and Federal Compliance, said the issue involved 150 minutes at one school which works out to less than one minute a day. The other school involved 450 minutes that works out to less than three minutes a day. Part of the waiver is that all of the students received the make-up instructional minutes the following year and the year after that and we now have an online instructional minutes tool that ensures we cannot file our instructional minutes unless sufficient numbers have been input.

State Administrator Matthews closed the Public Hearing at 6:54 P.M..

Hearing Held and Closed

H1. Public Hearing(s) - Board of Education

None.

I. Unfinished Business - State Administrator

None.

II. Unfinished Business - Board of Education

None.

J. New Business - State Administrator

Teaching and Learning Committee - Report - May 4, 2009 (Advisory Recommendations)



[09-1260](#)

Board Policy BP 6146.11 Instruction - Alternative Credits Toward Graduation

Adoption by the State Administrator of Board Policy 6146.11 Instruction - Alternative Credits Toward Graduation.

Attachments: [Document\(s\)](#)
[BP 6146.11_Alternative_Credits_Toward_Graduation.pdf](#)

Vice President Yee said this item was reviewed at the Teaching and Learning Committee this past week. Most the materials are advisory to the State Administrator.

This piece relates to an adjustment to our policy and administrative regulations regarding

classes that are taken for alternative credit. Generally, these classes are taken in a college setting versus a community college. There were widely varying assessments by high school counselors in the District as to the appropriate number of high school credits that a college course would accrue. Based upon her analysis, Mary Buttler, Executive Office of Instructional Services, proposed that we assess 3.3 units of high school credit for every college credit. The Committee recommended to the State Administrator a favorable recommendation on this item.

A motion was made by Vincent Matthews, seconded by Vincent Matthews, that this matter be Adopted. The motion carried by the following vote:

Votes: Adv Aye: 0
 Adv Nay: 0
 Adv Abstain: 0
 Aye: 1 - Vincent Matthews
 Nay: 0
 Recused: 0
 Absent: 0 - Shannon Chase
 Preferential Aye: 0
 Preferential Abstention: 0
 Preferential Nay: 0



09-1398

Strategic Alignment of Investments with Board Priorities

Presentation on Strategic Alignment of Investments with Board Priorities.

Attachments: [09-1398_Strategic_Alignment_of_Investments_with_Board_Priorities.ppt](#)
[09-1398_Strategic_Alignment_of_Investments_with_Board_Priorities.pdf](#)

Vice President Yee said this informational item was discussed at the Teaching and Learning Committee this past week.

This item was in response to a request we made to Brad Stam, Chief Academic Officer, regarding the Federal Stimulus money, the AARA money, the Title I money, and the Special Education money and how we might best utilize those resources. Mr. Stam put together a report which serves as the foundation of discussion we are going to have about the fiscal situation and how we might best help in the budget development based upon our values and principles that we have established. The first part is a summary of all the funding streams and where the money is going. The second part is looking at our operations expectations and beginning to assign the current funding streams for those and the potential for cuts as a result of the State Budget and the potential for new funding streams to support those.

Brad Stam, Chief Academic Officer, said the presentation starts by recapitulating the Board's eight priorities that they established to support the number one priority--To have high quality instruction in every classroom that results in high levels of learning for every student. We then provided the Board with an overview of the federal Stimulus. We have broken it into formula grants which we will receive and competitive grants which we would have to apply for. What is governing the entire Stimulus (American Recovery and Reinvestment Act) are two overall purposes: (1) Stimulate the economy, reduce layoffs and creating jobs and (2) Accomplish four key education reform goals: (A) to make progress toward rigorous college and career ready standards and high quality assessments that are valid and reliable for all students, including English Language Learners and students with

disabilities; (B) to establish Pre-K to college data systems; (C) to make improvements to teacher effectiveness and the equitable distribution of qualified teachers for all students; particularly students who are most in need. This aligns with the highly qualified teaching requirements; and (D) to provide intensive support and effective interventions for the lowest performing schools. The monies are coming to us along those four lines along with the competitive grants that we can apply for. The Saturday study session will go into detail about some of our proposed uses for the funds that are least restrictive.

Mr. Stam said his responsibility is over the Title I oriented monies which come into two sections. Eighty-five percent of the funds will go directly to schools and to school budgets. The district is a pass-through entity. This comports with typical Title I allocation legislation for regular Title I monies. In addition, there is Special Education money, 50 percent of which must be used to improve Special Education services. The other 50 percent can be used flexibly. There are smaller pots for educational technology construction and homeless youth that we will receive in varying degrees. The competitive grants fall into a couple areas which we believe we have the opportunity to receive funding. (1) We are pursuing in partnership with OEA for urban residency, a model where teachers serve as student teachers in a residency for a year and this is focused on the neediest schools in the district. Potential participation by OUSD in a consortium of California urban districts that are pursuing the multiple pathways model. (2) There are additional possibilities around support for new teachers and enhancing teacher effectiveness.

In his report, Mr. Stam said he tried to align with the eight Board priorities and how within that strategic investments, we are currently planning to fund in 2009-10;. Then a final column for every priority area to identify potential Stimulus funding sources that could be used to enhance that. Part of it is going to be used to replace essential services that are being cut due to the extremity of the State's budget crisis. We are trying to align our investments with the Board priorities so additional investment are used for our Third Grade goal, Algebra, and Multiple Pathways initiative. We are also looking at investment for our Early Childhood Education.

Director London noted the tension of the Stimulus funds because they are one-time money. She said it appears that the State Fiscal Stabilization funds allocations have been made and it appears we would get ten million dollars. How can we use those funds? Vernon Hal, Controller, said the funding is unrestricted. The caution is that on May 19 we are going to have an election for many initiatives. The polls say the initiatives will not pass. He would caution us to earmark those monies for anything other than backfilling what the State may do to us in terms of any underfunding from the State.

Director Kakishiba asked the Teaching and Learning Committee about the upshot of this report. How can the Board use the information? Director Yee said we are putting the instructional priorities that we identified six months ago front and center. We are hoping that informs the discussions around the budget priorities for the coming year.

Director Kakishiba stated the importance as we go back to full governing authority that the board is provided full information and analysis about how we can best utilize our dollars to improve student achievement. Slide 15 states our objective to have a principal at every school who is effective, a strategic, instructional and organizational leader. Where are we at that objective?

He asked the Superintendent in how are we defining an effective and strategic leader. Out of the 100 plus school principals that we have, what are we looking at? How are we seeing it without violating confidentiality? Are we at 20, 50, or 60 percent? Based on that analysis, what kind of metrics or outcome objectives do we want to achieve over the next couple of years? What are the strategies? How much is it going to cost? This is true for the various objectives. He would strongly urge the Superintendent to frame it in that context when we are talking current investments and new investments. There are some things that do not cost a lot of money. We have heard speakers today refer to high quality and effective people. They are keepers. He heard one of the challenges for a principal is the amount of work to do. There are a lot of district mandates and a lot of new initiatives coming from the central office. We need to determine if all the new mandates can be done and done well.

Interim Superintendent Mayor said we will try to develop our Saturday presentation to include some of those suggestions. We are in the process of revising Mr. Stam's presentation to include actual dollar figures and proposed priorities for the Board moving forward.

Director Spearman asked staff to detail the consequence if the propositions are not approved in the election next Tuesday. The State is going to come back and cut us. What are we going to do? How are we going to meet the objectives that the Board has outlined and produce rigorous instruction at the same time?

Interim Superintendent Mayor said we are very concerned about what is going to happen with the State budget based on the May 19th election. It is still important for the Board to identify its priorities if funds become available. There will be many services that will be cut if the propositions do not pass.

Director Spearman said we already know we have a \$45,000,000 deficit at the end of June; add to that if we do not get our apportionments in July. What are we going to do?

Interim Superintendent Mayor said the State has already been told that they cannot use stabilization funds to the State to backfill its own deficit. If that occurs, the deficit might be passed on to all of the educational institutions and the stabilization money may be necessary for us to backfill our expected cuts and that is to avoid any further cuts and layoffs of employees.

Director Hodge said what matters to us is student achievement. When we look at a student and how a student is going to be successful, there are a few things that need to be in place. She would like to see a listing of the teaching initiatives that we have in place. What things are set up for high instruction or great professional development for principals and teachers? As we are in negotiations, then we can be clear about how it is connected to a real person and how we need to be protective of that, how we need to hold folks accountable around achieving the outcomes for our students and how it is embedded into contracts and the dollar conversation.

Ward Rountree, Executive Director, OEA, said he did not see any reflection of the Early Childhood Program or Adult Education Program in the presentation on Slide 2. We have left out two major components of the district's priority considerations. We need to retain our committed, caring and effective teachers at every school. We have heard poignant

testimony tonight about the district's non-re-electing, firing, and terminating effective teachers.

A motion was made by Vincent Matthews, seconded by Vincent Matthews, that this matter be Adopted. The motion carried by the following vote:

Votes: Adv Aye: 0
Adv Nay: 0
Adv Abstain: 0
Aye: 1 - Vincent Matthews
Nay: 0
Recused: 0
Absent: 0 - Shannon Chase
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

09-1570 Extension of the Meeting Time - First Extension - May 13, 2009

Approval of Extension of the Meeting Time to 11:00 P.M.

A motion was made by Jody London, 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: 5 - Jody London, David Kakishiba, Christopher Dobbins, Gary Yee and Noel Gallo
Nay: 2 - Jumoke Hinton Hodge and Alice Spearman
Recused: 0
Absent: 0 - Shannon Chase
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

Roll Call (Secretary's Observation)

State Administrator Matthews Absent at 7:55 P.M.

Roll Call: Present: Cecilia Lopez, Jody London, David Kakishiba, Jumoke Hodge, Christopher Dobbins, Alice Spearman, Gary Yee and Noel Gallo
Absent: Shannon Chase and Vincent Matthews

J1. New Business - Board of Education

Safety Committee - Report - May 5, 2009

[09-0238](#)**Monitoring Report - Policy Type: Operational Expectations (OE) 13: Discipline**

Adoption by Board of Education of Superintendent of Schools Monitoring Report - Policy Type: Operational Expectations (OE) 13: Discipline

Attachments: [Document\(s\)](#)
[OE 13 - Interpretation - Final.pdf](#)
[OE-13 - Interpretation - PowerPoint 01 07 09.ppt](#)
[OE-13 - Interpretation - Supporting Documents.pdf](#)
[09-0238_Superintendent_of_Schools_Monitoring_Report_-_Policy_Type:_Operational_Expectations \(OE\)_13:_Discipline.pdf](#)

Laura Moran, Chief Services Officer, said we presented this report in detail at the Safety Committee Meeting.

Betty Olson Jones, OEA President, said there is no reason why our schools cannot be safe. She looks forward to working with staff on this.

Jo Anna Lougin, UAOS, said we need to be clear on the guidelines for suspensions and we need to be clear about the interventions used by principals and teachers.

Director Hodge said the subject of suspensions and discipline was raised at the Safety Committee. We are looking at interventions and if the schools have made any changes and what has surfaced based on the fact that we have made progress and where are the places we have not? She said the Office of Civil Rights is watching the District because of the disproportionate rate of suspensions for African American boys. Laura Moran said there are some low cost things that we can do to reduce the disproportionate rate to prevent suspensions and to prevent suspensions moving into expulsions. Director Spearman said a key piece is changing the attitude held by some of our school leaders. The easiest thing to do is to decide that we are not going to tolerate that type of behavior from our principals because they are the ones doing the suspensions.

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

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

J2. Joint Matter - State Administrator and/or Board of Education**Community Relations and Governance**

**09-1457****Minutes - State Administrator and/or Board of Education - Regular Meeting - April 22, 2009**

Ratification by the State Administrator of sections H, I, J, L, M, T of the joint State Administrator and Board of Education Regular Meeting Minutes of April 22, 2009, and ratification by Board of Education of said Minutes sections H1, I1, J1, K, L1, M1 and joint ratification by both of all other sections, prepared by Secretary and staff shortly after said joint meeting.

Attachments: [09-1457_Minutes_State_Administrator_and/or_Board_of_Education_Regular_Meeting_April_22,_2009](#)

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

Votes: Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Shannon Chase and Vincent Matthews

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

K. Superintendent's Report

**09-1486****Superintendent's Report - May 13, 2009**

Presentation of Progress Report: Superintendent's Work Plan Implementation.

Attachments: [09-1486_Presentation_of_Progress_Report_Superintendent's_Work_Plan_Implementation.ppt](#)

Interim Superintendent Mayor used a PowerPoint presentation for an overview of accomplishments in the last year.

2008-2009 Board's Strategic Objectives for Interim Superintendent

- *Identify key strategies to increase the number of:*
- *3rd grade students who are proficient in reading/ writing*
- *9th grade students who are proficient in Algebra*
- *12th grade students who graduate high school*
- *Facilitate the Board of Education's review, evaluation and policy action of current OUSD reform initiatives*
- *Develop a comprehensive Multi-Year Fiscal Recovery Plan*
- *Prepare the Board of Education (BOE) to competently assume full governing authority, including:*

- *Return full governing authority of Pupil Achievement and Financial Administration to the BOE*
- *Facilitate the BOE's search and selection of a permanent Superintendent*
- *Support and lead implementation of coherent governance*

Academic Goal: Students are reading and writing by the end of third grade

- *Effective Literacy Instruction (standards-based instruction; site-based coaching; results-based inquiry)*
- *Academic English and Standard English Learner Proficiency (culturally responsive teaching)*
- *English Language Development and English Learner Proficiency (strengthen ELD instruction and strategies)*
- *Early Response to Intervention K-2 (address learning gaps, reduce special education referrals)*
- *Increase Access to Early Childhood Education (continue and expand Pre-K programs)*

Academic Goal: Students succeed in Algebra by the end of ninth grade

- *Improve Elementary Mathematics Instruction (expand Si Swun program and practices; pilot 6th grade program)*
- *Improve Access to Algebra (Summer Algebra Institutes, Algebra readiness curriculum, intervention at all middle schools)*
- *Improve Algebra Instruction and Assessment (standards-based concept lessons and modules)*

Academic Goal: Students graduate ready to succeed in college and career

- *Small, Personalized Learning Communities (supported small schools, small learning communities at large schools)*
- *Writing Proficiency Initiative (improving teaching and assessment of writing at all grade levels)*
- *College Awareness and Planning (redesigned College & Career Readiness unit, established more partnerships)*
- *Career Academies and Internships (expanded partnerships, provide quality pathways to diverse careers)*

Academic Goals Progress Report:

Staff conducted analysis of the gaps between the current graduation requirements and the A-G requirements. Monitoring and assisting with course submission and approval process.

Created district-wide course catalog with clear pathways to graduation.

Eliminated less rigorous courses, especially non A-G core academic courses, from the course list and catalog.

Offered summer school in grades 9 and 10 for make-up of failing grades and credit recovery

Restructured ELD courses for English Learners to accelerate their progress.

Improving ELD instruction, particularly at the elementary level.

*Expanding Advisory curriculum to include career exploration and high school pathways.
Expanding pathway options across the district; adding 4 more California Partnership
Academies; submitting Career-Technical Education courses for UC/CSU A-G approval.*

Status: Continuing

The Interim Superintendent facilitated Board review of:

- *OUSD Vision, Goals and Branding*
- *Expect Success Reforms*
- *Expect Success Projects and Work Streams*
- *Key Strategies for Return to Local Control*
- *Other Major Reform Initiatives*
- *Small Schools*
- *Results-Based Budgeting*
- *Organizational Structure*

On August 6, 2008, the Board adopted revised:

- *Vision: Coherent Governance Mega Result (SR1)*
- *All students will graduate as caring, competent and critical thinkers, fully informed, engaged and contributing citizens, prepared to succeed in college and career.*
- *Goals: Coherent Governance Student Results Policies 2-4*
- *All students will meet or exceed rigorous standards in all academic disciplines.*
- *Students take responsibility for themselves and the common good.*
- *Students will possess personal motivation, skills and resiliency necessary for success in life and the workplace.*
- *Branding: Expect Success branding maintained*
- *Expect Success: Every student. Every classroom. Every day.*

- *On August 6, 2008, the Board reviewed the 28 Expect Success projects that sought to address:*
 - *High Standards of Teaching & Learning*
 - *High Standards of Service to Schools*
 - *Infrastructure & Support*
 - *These projects informed the Interim Superintendent's recommendations to the Board of 2008-2009 strategies for the return to local control.*

On August 6, 2008, the Board accepted these 2008-2009 strategies for return to local control:

*Excellence in Teaching & Learning
Standard-Based Instruction
Professional Learning Communities
College and Career Readiness
Family & Community Engagement*

*Board Engagement Sessions with High Schools and Red Schools
Service & Accountability
Performance Management (Results-Based Inquiry, School Portfolio
Management, Use Your Voice)
Service Excellence Culture (RATER Training, Continuous Process
Improvement)
Leadership Development & Supporting Our Employees
Teacher Recruitment and Retention
Leadership Development
Classified Professional Development
Aligned and Sustainable Budgets
Increased Local Decision-Making (RBB)
Invest in and Utilize Technology to Build Smart Operational Practices;
IFAS upgrade to 7.7. system
Fiscal Solvency
Multi-Year Financial Sustainability Plan*

Small Schools

*September 2008: Right-Sizing Plan for small schools introduced for
discussion by the Board*

*September-November 2008: Community Forums conducted to
establish criteria for possible school closure*

*November 2008: Board considered the Stanford Study of Oakland
School Reform (aka Small Schools Evaluation)
by Linda Darling-Hammond*

*December 2008: Board established the School Portfolio Management
process as criteria for school closure and identified focus schools*

*Ongoing: Board, staff and community engagement around focus
schools and future options*

Results-Based Budgeting (RBB) and the Service Economy

Conducted internal staff analysis of RBB

Considered stakeholder and principal input on RBB

*November 2008: Board considered the American Institute for
Research Study on Results-Based Budgeting*

*Decision to continue RBB implementation with some adjustments
and more guidelines; developed RBB Handbook for Principals*

*While some OUSD services can be “purchased” through RBB, it was
determined that a full Service Economy was not feasible in the
district. The focus is on Service Culture, including quality*

customer service and data-driven service quality improvements.

Organizational Structure

Organizational Chart: In August 2008, the Superintendent revised the organizational structure from a bifurcated system of Service Organization and Educational Leadership Organization to a more traditional school district structure.

Responsibility Alignment under Chiefs: In August 2008, the Superintendent changed the reporting relationship of some departments between Chiefs. These responsibilities were adjusted again upon the departure of the Chief of Community Accountability.

Name Change: The "Superintendent's Cabinet" replaced the "Strategy Team" as the decision-making body in the district.

Board/ Staff Relations: The Interim Superintendent has focused attention on building a smooth working relationship between the district staff and the Board of Education. This includes assisting district administrators as they learn to work with and for a governing board, and assisting board members to recognize district administrators as the staff responsible for implementing board policy and managing district operations.

Status (Board Review of Reform Initiatives): Completed

Multi-Year Financial Sustainability Plan Progress Report:

A second draft of the Multi-Year Financial Sustainability Plan (MYFSP) was presented to the Board in November 2008.

Meetings were conducted with stakeholder groups in December and January to solicit reaction and input.

The third and final draft of the MYFSP was presented to the board on January 29, 2009 for review and adoption.

The MYFSP was adopted on January 29, 2009.

Additional items for inclusion were requested by a Board member. These will be presented for an amendment to the MYFSP in June 2009.

Status: Completed

Addendum: Asset Management Plan

The Board requested the development of an Asset Management Plan. A Request for Proposals was developed in fall 2008. A proposal was selected in spring 2009. The

district is determining how it can fund the plan which is estimated to be \$160,000 (core) to \$225,000 (expanded).

Full Local Governance Progress Report:

July/ August 2008: Superintendent developed a study agreement with the Fiscal Crisis and Management Assistance Team (FCMAT) to conduct an annual assessment of the district's progress toward meeting the criteria for a return to local authority of the areas of Pupil Achievement and Finance.

August/ September 2008: Superintendent facilitated and monitored the preparation of staff reports for the October FCMAT visit.

September 2008: Approved State Budget did not include funds to pay for the ongoing assessments of districts under state receivership. The district was required for the first time to pay for this assessment.

December 8, 2008: FCMAT assessment report was issued. FCMAT reported that the district had met the established criteria, and FCMAT recommended to the State Superintendent of Public Instruction the consideration of returning the remaining operational areas under state receivership, Pupil Achievement and Financial Management, to local Governing Board authority.

Status: Completed

Full Local Governance Update:

The District is awaiting the State Superintendent's action to return all areas of operations to local Governing Board control and install a State Trustee in place of the State Administrator.

Dialogue continues with board members about the appropriateness of Board involvement in management decisions.

All Board members have not yet absorbed that central and site administrators are loyal employees of the Board, not state administration.

Superintendent Search Progress Report:

Fall 2008: Interim Superintendent established a Request for Applications for individuals and/or agencies to assist the district in conducting a superintendent search process. The RFA was distributed to individuals and agencies. Seven responses were received.

January 2009: A Board Committee was appointed to review applications. The committee invited three agencies to interview with the committee, and recommended to the full board that the agency Ray and Associates, headquartered in Iowa, be contracted to conduct the Oakland superintendent search process.

Following the board's approval of Ray and Associates, the Board began working directly with Ray and Associates.

The superintendent search process is in progress and a new superintendent is anticipated to be selected and ready to begin work in the district on July 1, 2009.

Status: In Progress

Coherent Governance Implementation Progress Report:

The Interim Superintendent continues to implement the Board's Coherent Governance plan.

The Coherent Governance Student Results policies have become the District's vision and goal statements under local authority.

At the December 12-13, 2008 Board Retreat, the Board identified its instructional priority for the next several years as High-Quality Instruction in Every Classroom.

Operational Expectations (OE's) are being aligned with the Board's identified instructional priority, and regular reports are made to the board on the implementation of the OE's.

In February 2009, the Coherent Governance calendar of the Operational Expectations presentations to the board was revised. Cabinet is committed to providing progress reports on the district's compliance with the Operational Expectations and the Student Results policies.

Reports on Operational Expectations and Student Results are provided for discussion in committee and forwarded to the full board for adoption.

Status: In Progress

Identify key strategies to increase the number of:

3rd grade students who are proficient in reading/ writing

9th grade students who are proficient in Algebra

12th grade students who graduate high school

Status: Continuing

Facilitate the Board of Education's review, evaluation and policy action of current OUSD reform initiatives

Status: Completed

Develop a comprehensive Multi-Year Fiscal Recovery Plan

Status: Completed

Prepare the Board of Education (BOE) to competently assume full governing authority, including:

Return full governing authority of Pupil Achievement and Financial Administration to the BOE

*Status: FCMAT Assessment Completed
Awaiting State Superintendent's Action*

Facilitate the BOE's search and selection of a permanent Superintendent

Status: In Progress

Support and lead implementation of coherent governance

Status: Continuing

ADDENDUM

Progress on Fiscal Solvency

Developed a Multi-Year Financial Sustainability Plan (adopted January 2009)

Worked to address Audit Penalties for 2002-03, 2003-04, 2004-05, 2005-06

Facilitated Technology upgrade to IFAS 7.7 (system transfer on March 31st)

*Established improved, on-line system for developing and monitoring
professional consulting contracts*

Supervised district budget reductions for 2008-09 and 2009-10 in response to the state budget cuts; facilitated discussions for ongoing priorities

Supported forensic fiscal review by Vavrinik, Trine and Day (VTD) to identify discrepancies that led the State Controller's Office to disclaim on its annual audits conducted for the district.

Hired an Internal Auditor, directed his work to address attendance issues, Associated Student Body accounts and other school subsidiary accounts, and support the VTD review.

Supported Attend & Achieve initiatives to increase student outreach and agency partnerships to return students to school.

Identified Continuing Fiscal Needs

State loan funds may be needed to address the Cash and Liability Issues discovered

through the VTD forensic review of district accounts 2002-03 to 2007-08.

Inter-fund borrowing from other district funds will be needed to address the cash flow shortfall in June 2009 due to the state's deferral of district apportionment.

Chabot Observatory COP needs to be addressed. The District is assisting the Chabot Observatory to meet its COP debt and working to refinance the variable loan.

Progress on Instruction

Conducted Review of all Expect Success reforms; identified district strategies for the Board to continue to support

Worked with the Board to establish a new priority focus for instruction

Implemented a comprehensive standards-based formative assessment system

Quadrupled the number of summer intervention programs for struggling students

Clarified the process for conducting school closures using the School Portfolio Management Process

Refocused secondary instruction on College and Career Readiness and career/technical options

Revised high school course listings and developed a district-wide high school course catalog

Supported refocus of adult education on dropout recovery, high school graduation, vocational options, and enrichment; facilitated reorganization of the ROP into a JPA

Other Accomplishments

Brought closure to the FCMAT monitoring and assessment reviews; assisted the District in complying with recommendations and meeting established criteria for return of local governance.

Initiated the Superintendent Search process for the district.

Facilitating the implementation of the Coherent Governance.

Assigned an OAL Commissioner and supported the continuation of the OAL as an individual league.

Implemented technology efficiency software to increase technology reliability and decrease energy costs

Implemented e-rate funded infrastructure upgrades at several schools, thereby increasing internet access and reliability

Renegotiated technology leases and software licenses to reduce technology costs

Worked with staff and the Board to facilitate and adopt a Local Vendor Policy.

Worked with staff and the Board to develop priority focus on quality instruction in the classroom.

Continuing Challenges for the Board

Need for the Board to continue to support the identified key strategies.

Need to take action to close/merge very small schools; establish a time table of 3-4 schools per year for 3-4 years

Need to develop a plan for the central office building and property

Need to address the resolution of the COP debt of the Chabot Observatory

Need to increase the district's required minimum reserve level from 2% to 3%

Need for the Board to work cohesively as a unit

Need for the Board to value the skills and competencies of the administrative staff of the district

Our Number One Priority is to have high-quality instruction in every classroom that results in high levels of learning for every student

To address this priority, the District will:

- 1. Have a principal at every school who is an effective and strategic instructional and organizational leader (OE-6, OE-11)*
- 2. Increase retention of committed, caring, and effective teachers at every school, especially in low-performing schools with high teacher turnover (OE-6)*
- 3. Support every teacher with high quality professional development, mentoring, collaboration, and observation/feedback (OE-6, OE-11)*
- 4. Create school program designs and organizational practices that enable teachers to personalize student learning (OE-11, OE-12)*
- 5. Provide schools guided budget authority and opportunities for curricular flexibility (OE-8, OE-12)*
- 6. Provide safe and supportive conditions that foster students' physical, emotional, and social readiness to learn (OE-10, OE-11, OE-12, OE-13, OE-14)*
- 7. Provide school facilities and infrastructure that enable the delivery of high-quality instruction (OE-9, OE-10)*
- 8. Continuously monitor performance quality and impact in every classroom, school, and department (OE-6, OE-11, OE-12)*
- 9. Hire and retain a Superintendent who is a proven leader in strengthening and improving classroom instruction (BSR-5, OE-1, OE-2, OE-11)*
- 10. Establish strategic partnerships with community, labor, business, civic, education,*

philanthropic, and governmental leaders that help strengthen and improve classroom instruction (GC-3; OE-5)

11. Increase revenues, protect assets, and optimize the use of all available resources toward strengthening and improving classroom instruction (OE-7; OE-8, OE-9)

Director Kakishiba thanked Interim Superintendent Mayor for being focused on what the Board laid out in terms of its main priorities for the Superintendent's work plan. He is pleased with the progress and accomplishments, in particular, the focus on things that this board has laid out. This is the first time in five years that the Board actually had some authority.

Ward Rountree, Executive Director, OEA, congratulated the Superintendent on the comprehensive report and for laying out a foundation for her successor. It raises some concerns. Page 20 is the organizational chart and he counts 15 positions at the superintendent level. It seems part of the demand for efficiency into the future ought to start there. This District is paying for a superintendent, a State Administrator, several deputy assistants, and associate superintendents. As we begin to target the resources where they do the most good, there could be some efficiencies established in that area. On page 23, compared to the \$14,000,000 to \$16,000,000 that has been unaccounted for, \$160,000 to \$225,000 is not too much to spend. Mr. Rountree asked how much we paid for the FCMAT assessment. Superintendent Mayor said the District paid approximately \$40,000. Mr. Rountree said that State Administration has been almost cottage industry on the Oakland Unified School District. On page 25, the Superintendent developed a study agreement with the Fiscal Crisis Management and Assistance Team.

Director Yee said the work behind the Superintendent's report was comprehension. He thanked Interim Superintendent Mayor for the work.

Presentation/Acknowledgment Made

L. State Administrator's Report

None.

Roll Call (Secretary's Observation)

Student Director Cecilia Lopez absent at 9:15 P.M.

Roll Call: Present: Jody London, David Kakishiba, Jumoke Hodge, Christopher Dobbins, Alice Spearman, Gary Yee, Noel Gallo and Vincent Matthews
Excused: Cecilia Lopez
Absent: Shannon Chase

L1. Report of Regular Board Members

Director London noted two pieces of legislation that the Board endorsed: AB980 (Sandre Swanson) which would require charter schools to help pay down the burden of the loan to

the State. The Board also endorsed AB95 (Torlakson) reimbursement for school lunch programs. The OEA was invited to attend the Intergovernmental Relations Committee. One of the ongoing discussions relates to legislation that would grant us debt relief. That effort is being spearheaded within the community by Urban Strategies Council. OEA's voice would be very helpful to us as we work on the issue. Director London said she attended a training session for our employees on professional learning communities. The State Spelling Bee is this Saturday and we have two Oakland children who will participate. Director London notified the community that the District is accepting applications for the Measure B Bond Citizen's Oversight Committee. The notice is posted on the District's web site.

Director Dobbins thanked Coliseum College Prep for their Board Engagement Meeting held last week. They opened another parent resource center on the Havenscourt campus. The two small schools have worked very well together. He acknowledged all the great teachers at Parker Elementary School. Teachers are displaying more student work on their bulletin board. Skyline High School volunteers, students and staff were thanked for coming out for the Earth Day Clean-Up event last week. The New Principal Selection Meeting is being held tomorrow from 5:30 P.M. to 6:30 P.M. Director Dobbins recognized the Leadership Class and teacher. He said he took his girlfriend to the Skyline Senior Ball last Friday. He wished to recognize the African American Task Force Meeting and co-chairs Wandra Boyd and Oscar Wright. The event was attended by many senior staff and Board Members. Director Dobbins said the Science Fair is scheduled for next week. We are moving forward with Oakland Athletic League Hall of Fame and there is a celebration at the Oakland A's game on July 18. On May 27, Oakland A's will be honored for their donations to OAL sports programs. The A's are contributing \$200 for each game they win.

Director Spearman stated she was the keynote speaker at a conference on nutrition last week with the early childhood development teachers. The conference was very well attended at the Samuel Merritt Education complex. She congratulated all the students who received a GPA of 3.0 and above at the African American Task Force gala at Acts Full Gospel this past week. She acknowledge the hard work of Elementary Network Officer Otero for schools in District 7 that made phenomenon spring assessment movement. She thanked, also, the work of principals and teachers who are working with the students.

Director Yee said he saw a real data wall at Horace Mann Elementary School. The principals uses "Post-It Notes" for data on student performance from the beginning of the year and where they are going. The displays shows graphically how the school is performing. It's a simple, but powerful tool. The information is updated by the teachers and everyone gets to see how the students are doing. Director Yee announced the Teach for Tomorrow Project received a \$2,000,000 Federal grant. The Project is an initiative to create a career ladder for Oakland residents from middle school to high school to challenge them to be teachers in Oakland.

Director Hodge reminded the public to attend a town hall meeting tomorrow starting at 6:00 P.M. We have three candidates. We want to appreciate the efforts of the Ray and Associates team, their diligence and for the level of this board coming together, We included meaningful youth voice into the process. She thanked President Gallo for engaging the students in an active role in the Town Hall Meeting and developing questions that are going to be youth centered. Director Hodge said we need to look how we pull together the voice of our staff and senior level staff who work in the District. For her, she

is not quite feeling like we have tapped into their wisdom and energy to guide the incoming superintendent. She is not feeling confident that she has heard enough from the senior level staff.

President Gallo reminded the public about the Budget work session scheduled for this Saturday at 11:00 A.M. A report from the Facilities Department is also on the agenda. President Gallo said an engagement meeting will be held on May 19 at Paul Robeson School. Director Yee and he will be present. He requested the assistance of the Superintendent and Laura Moran on May 26 at the Calvin Simmons school site where a safety meeting will be held for the two schools on the site with the community. He and Director Kakishiba will be attending.

M. Adoption of General Consent Report - State Administrator

Finance and Human Resources Committee - Report - May 4, 2009 (Advisory Recommendation)

Financial Management



09-1197 Memorandum of Understanding - Alameda County Social Services Agency - Complementary Learning Department

Approval by State Administrator of a Memorandum of Understanding between District and Alameda County Social Services Agency, for the latter to establish clinics in certain District middle schools to assist families in applying for and securing Medi-Cal benefits at Elev8 schools; to assign a County Eligibility Technician to take, review and process NEW Medi-Cal applications at Elev8 schools; to expedite eligibility determinations for District students, consistent with applicable laws and regulations regarding minor consent, and to provide for other services memorialized in MOU between parties, for the period of May 13, 2009 through June 30, 2011 at no cost to the District.

Funding Source: No Fiscal Impact

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

This Matter was Adopted on the Consent Agenda.



09-0820 2009-2010 State Budget Adoption Impact on District's Adult Education Program

Approval by State Administrator of Resolution No. 0809-0161 - Budget Priorities for the Adult Education Program and Allocation of Funds to Support Prioritized Adult Education Programming.

Attachments: [09-0820_2009-2010_State_Budget_Adoption_Impact_on_District's_Adult_Education_Program.pdf](#)

This Matter was Adopted on the Consent Agenda.

Teaching and Learning Committee - Report - May 4, 2009 (Advisory Recommendations)

Pupil Achievement



[08-2699](#) Professional Services Contract - Peata Jones - Laurel Elementary School

Ratification by the State Administrator of Professional Services Contract between District and Peata Jones, for the latter to provide tutoring to students, 1-4 students at a time, in grades K-5 as assigned, as described in the Scope of Work and incorporated herein by reference as though fully set forth, at Laurel Elementary School, for the period of September 18, 2008 through November 30, 2008 at a cost not to exceed \$2,079.00.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



[08-3034](#) Professional Services Contract - Bay Area Coalition of Equitable Schools - Claremont Middle School

Approval by the State Administrator of a Professional Services Contract between District and Bay Area Coalition of Equitable Schools, for the latter to provide Instructional Coaching for Math and English Teachers and Instructional Leadership Coaching for Leaders, for the period February 12, 2009 through June 30, 2009, in an amount not to exceed \$50,000.00, at Claremont Middle School.

Funding Source: Measure E Professional Development& Title I Summer

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

This Matter was Adopted on the Consent Agenda.



[08-3274](#) Professional Services Contract - Afterguard Sailing Academy - Oakland Emiliano Zapata Street Academy

Ratification by the State Administrator of Professional Services Contract between the District and Afterguard Sailing Academy, for the latter to provide Oakland Emiliano Zapata Street Academy students training in how to master sailing a boat safely in the San Francisco Bay, as described in the Scope of Work, as students put their core subjects in Math, Science, English and History to practical use for the period of January 19, 2009 through June 12, 2009 at a cost not to exceed \$20,262.00.

Funding Source: TIIG - Small School Support

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

This Matter was Adopted on the Consent Agenda.



08-3299

Amendment No. 1 to Professional Services Contract - San Francisco Bay Area Council, Learning for Life - Carl Munck Elementary School

Approval by State Administrator of Amendment No. 1 of Professional Services Contract between District and San Francisco Bay Area Council, Learning for Life, for the latter to provide a reading intervention tutor and a library/media assistant an additional one day per week, for 4.5 hours per day (8 a.m.-12:30 p.m.), in reading intervention and computer technology instruction to support pupil academic improvement, for the period September 8, 2008 through June 30, 2009, in an additional amount of \$3,320.93, increasing contract from \$29,256.78 to an amount not to exceed cost of \$32,577.71 at Carl Munck Elementary School. All other terms and conditions of the Contract remain in full force and effect.

Funding Source: Measure E

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

This Matter was Adopted on the Consent Agenda.



08-3305

Amendment No. 1 to Professional Services Contract - Gwendolyn McCowan - Laurel Elementary School

Approval by the State Administrator of Amendment No. 1 of Professional Services Contract between District and Gwendolyn McCowan, for the latter to 284.5 hours additional service to ELL students 3.3% of the time; direct services to EDY students 96.7% of the time; tutoring small groups of ELD students using Language for Writing or English Now materials; read and provide feedback for Language for Writing assignments; may work one on one with an ELL on a skill specifically designed for his/her individual needs; may reinforce skills taught by the teacher, extending time period from September 1, 2008 through October 30, 2008 to June 13, 2009, in an additional amount of \$6,259.00, increasing contract from \$2,002.00 to an amount not to exceed \$8,261.00. All other terms and conditions of the Contract remain in full force and effect.

Funding Source: Economic Impact Aid-Limited English Proficient / Economic Impact Aid-School Compensatory Education

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

This Matter was Adopted on the Consent Agenda.



09-0042

Amendment No. 1 to Professional Services Contract - Stephen Nares - Alliance Academy

Ratification by the State Administrator of Amendment No. 1 to Professional Services Contract between District and Stephen Nares, for the latter to provide 1,250 additional hours of coordination and facilitation of School Attendance Review Team for Alliance Academy, for the period August 18, 2008 through June 12, 2008, in an additional amount of \$25,000.00, for a new total not to exceed \$50,000.00. All other terms and conditions of the contract remain in full force and effect.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



09-0481

Professional Services Contract - San Francisco State University - Instructional Services

Ratification by the State Administrator of a Professional Services Contract between District and San Francisco State University-California Reading and Literature Project (CLRP), for the latter to provide 3-day institute: Spanish to English Transferability: Foro Abierto and Open Court Reading; 5-day California Reading and Literature Project SB472 English Learner Professional Development Results for English Learners; 1.5 Day workshop on Word Analysis/Fluency for the period March 5, 2009 through June 30, 2009, in an amount not to exceed \$43,350.00.

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

This Matter was Adopted on the Consent Agenda.



09-0642

Professional Services Contract - Charles "Chuck" Reese - Oakland High School

Approval by the State Administrator of a Professional Services Contract between District and Charles "Chuck" Reese, for the latter to provide training and technical assistance to Oakland High School faculty and staff, as well as individual and group counseling, drug abuse prevention education workshops, and case management services to students, as described in the Scope of Work, for the period March 13, 2009 through June 11, 2009, in an amount not to exceed \$22,050.00.

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

This Matter was Adopted on the Consent Agenda.



09-0688

Decision - Oakland Collegiate - Petition and Proposed Charter

Approval by State Administrator of denial of Oakland Collegiate - Petition and Proposed Charter.

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

[09-0688 - Oakland Collegiate - Petition and Proposed Charter.pdf](#)

[09-0688 - Public Hearing - Oakland Collegiate - Petition and Proposed Charter - Petitioners Presentation.ppt](#)

[09-0688_Decision_Oakland_Collegiate_Petition_and_Proposed_Charter.pdf](#)

This Matter was Adopted on the Consent Agenda.



09-0710

Professional Services Contract - Mitch Weathers - EXCEL High School

Ratification by the State Administrator of a Professional Services Contract between District and Mitch Weathers, for the latter to work with EXCEL staff on implementing the Organized Binder system and provide coaching to teachers, as well as conduct classroom observations, for the period February 23, 2009 through June 19, 2009, in an amount not to exceed \$6,500.00.

Funding Source: Title I

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

This Matter was Adopted on the Consent Agenda.



[09-0769](#)

Amendment No. 1 to Professional Services Contract - Williams Winston - Instructional Services, New Teacher Support

Ratification by the State Administrator of Amendment No. 1 of Professional Services Contract between District and William Winston, for the latter to taken on presentation of Tobacco Use Prevention Education (TUPE) services due to departure of previous TUPE consultant and to continue consulting and development services to the Department of New Teacher Support and Development regarding the department web site, Highly Qualified Teacher Support Program, and all budgets for the state and federal grants associated with the new teacher Support and development functions, and other services, if any, as described in the Scope of Work and incorporated herein by reference as though fully set forth, in the additional amount of \$19,500.00, increasing original contract amount from \$30,000.00 to a not to exceed amount of \$49,500.00. All other terms and conditions of the contract remain in full force and effect.

Funding Source: Teacher Credential Block - Beginning Teachers Support & Assessment

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

This Matter was Adopted on the Consent Agenda.



[09-0802](#)

Amendment No. 1 - Professional Services Contract - Patricia Garcia - Instructional Services, Violence Prevention

Ratification by the State Administrator of Amendment No.1 of Professional Services Contract between District and Patricia Garcia, for the latter to taken on presentation of Tobacco Use Prevention Education (TUPE) services and quit groups at Oakland High School services due to departure of previous TUPE consultant, in addition to already assigned schools, in the additional amount of \$2,000.00, increasing agreement from not to exceed amount of \$45,210.00 to \$47,210.00. for the period August 25, 2008 through June 1, 2009. All other terms and conditions of the contract remain in full force and effect.

Funding Source: Tobacco Usage Preventative Education

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

This Matter was Adopted on the Consent Agenda.



[09-0833](#)

Amendment No. 1 Professional Services Contract - Hatchuel, Tabernik & Associates - Instructional Services, Alternative Education

Ratification by the State Administrator of Amendment No.1 of Professional Services Contract between District and Hatchuel, Tabernik & Associates, for the latter to additionally provide evaluation, creation of handbook, technical assistance and Sustainability effort to school sites, for gang prevention, intervention services and services specified in original contract Scope of Work for the period January 1, 2009 through June 30, 2009, in an additional amount of \$46,650.00, increasing the original contract not to exceed amount from \$5,000.00 to \$51,650.00. All other terms and conditions of the contract will remain in full force and effect.

Funding Source: Alternative Education/Gang Prevention Guidance

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

This Matter was Adopted on the Consent Agenda.



09-0860

Amendment No. 1 - Memorandum of Understanding - The Community College Foundation - Supplemental Educational Services

Approval by the State Administrator of Amendment No. 1 of the Memorandum of Understanding between District and The Community College Foundation for the latter to provide recently registered students at eligible Program Improvement sites to receive tutoring services through the SES program space including but are not limited to tutoring in Mathematics and/or Language Arts; Individual Learning Plans for each student; Progress reports to parents and school sites for the period of November 20, 2008 through June 11, 2009, in an additional amount not to exceed \$2,310.00, increasing the Agreement from \$1,000.00, to a not-to-exceed amount of \$3,310.00.

Funding Source: Title I

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

This Matter was Adopted on the Consent Agenda.



09-0861

Amendment No. 1 - Memorandum of Understanding - HEK & Associates/SkyLearn - Supplemental Educational Services

Approval by the State Administrator of Amendment No. 1 of the Memorandum of Understanding between District and HEK & Associates/SkyLearn, for the latter to provide recently registered students at eligible Program Improvement sites to receive tutoring services through the SES program including but not limited to tutoring in Mathematics and/or Language Arts; Individual Learning Plans for each student; Progress reports to parents and school sites for the period of November 20, 2008 through June 11, 2009, in an additional amount not to exceed \$39,540.00, increasing the Agreement from \$25,000.00, to a not-to-exceed amount of \$64,540.00.

Funding Source: Title I

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

This Matter was Adopted on the Consent Agenda.



09-0868

Professional Services Contract - High Expectations Parental Service - Family & Community Office

Ratification by the State Administrator of a Professional Services Contract between District and High Expectations Parental Service for the latter to design attendance, behavior, fluency program; provide learning community in-service; three-day training series to train Family Liaisons on program for twenty-five students at each of five schools; provide school consultation to each site's Family Liaison with individualized tailored support to develop a work plan and binder (including all forms and templates) and how to create a Fluency Wall; provide fluency materials; teach four day Train the Trainer series for Family Liaisons on "I Am Here and Ready to Learn" parenting education - nine-week workshop series, for the period May 1, 2009, through June 30, 2009, in an amount not to exceed \$31,982.00.

Funding Source: TIIG and Dell Foundation

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

This Matter was Adopted on the Consent Agenda.



09-0879

Amendment No. 2 to Professional Services Contract - Christopher Lee - James Madison Middle School

Ratification by the State Administrator of Amendment No. 2 of a Professional Services Contract between District and Christopher Lee, for the latter to provide 510 additional hours of services to improve behavior, study skills, and support improved academic achievement for students at James Madison Middle School, in an additional amount of \$10,000.00, increasing Agreement from a not to exceed amount of \$20,000.00 to \$30,000.00 and extending contract period of October 8, 2008 to March 31, 2009 to June 19, 2009.

Funding Source: Program Improvement

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

This Matter was Adopted on the Consent Agenda.



09-0880

Professional Services Contract - George Calloway - Hoover Elementary School

Ratification by the State Administrator of a Professional Services Contract between District and George Calloway, for the latter to provide an alternative placement in community room for disruptive students; facilitate a young men's focus group to discuss appropriate ways of working with others, as responsible young men; work with high school mentors, who work with targeted students to review appropriate activities at Hoover Elementary School for the period of April 14, 2009 through June 11, 2009, in an amount not to exceed \$5,000.00.

Funding Source: Culture Keeper

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

This Matter was Adopted on the Consent Agenda.



09-0881

Professional Services Contract - Community Matters - East Oakland Pride Elementary School

Ratification by the State Administrator of Professional Services Contract between District and Community Matters/Sally Ember, for the latter to provide lead of the formation of an Ambassador group by clearly delineating criteria for selection and work with the staff to set guidelines and schedules; to lead the development of intervention group, Safe School Ambassadors (SSA) and train them in sustainable techniques of violence prevention or constructive involvement to diffuse altercations on the school campus; and to guide the SSA group in methods of using themselves as models to share personal histories in order to encourage other students to come out of their situations through dialogue, for the period April 23, 2009 through June 30, 2009, in an amount not to exceed \$4,250.00 at East Oakland Pride Elementary.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



[09-0882](#)

Amendment No. 1 to Professional Services Contract - Gateway to Reading - EnCompass Academy

Ratification by the State Administrator of Amendment No. 1 of Professional Services Contract between District and Gateway to Reading, for the latter to provide additional 120 contract hours working with pupils through intervention services at EnCompass Academy, for the period January 15, 2009 through June 30, 2009, in an additional amount of \$9,600.00, increasing contract from \$6,000.00 to an amount not to exceed \$15,600.00. All other terms and conditions of the Contract remain in full force and effect.

Funding Source: Economic Impact Aid/School Compensatory Education

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

This Matter was Adopted on the Consent Agenda.



[09-0883](#)

Professional Services Contract - ALICE - Manzanita Community School

Ratification by the State Administrator of a Professional Services Contract between District and ALICE, for the latter to provide basic acting skills, including voice, movement and character; to assist third-graders in performing an original theatre piece based on stories collected from interviews with elders; to teach basic techniques of textile collage and quilting; to collaborate with classroom teacher to reinforce the concepts and learning goals of the reading curriculum through the arts at Manzanita Community School for the period of April 23, 2009 through June 30, 2009, in an amount not to exceed \$11,000.00.

Funding Source: Art & Music Block Grant / Discretionary Block Grant

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

This Matter was Adopted on the Consent Agenda.



[09-0886](#)

Professional Services Contract - Nicholas Barone - Franklin Elementary School

Ratification by the State Administrator of a Professional Services Contract between the District and Nicholas Barone, for the latter to assist children to choose a story, adopt it onto a puppet play, design and build puppets, rehearse and perform a live puppet show, as further described in the Scope of Work, at Franklin Elementary School for the period of April 23, 2009 through June 1, 2009, in an amount not to exceed \$5,000.00.

Funding Source: Art & Music Block Grant

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

This Matter was Adopted on the Consent Agenda.



[09-0887](#)

Professional Services Contract -ALICE/Helen Stoltzfus - Franklin Elementary School

Ratification by the State Administrator of a Professional Services Contract between the District and ALICE/Helen Stoltzfus, for the latter to provide exploring of visual arts to two 2nd grade and two 3rd grade classrooms, by assisting pupils to learn the plants that are grown in cultures represented in the classroom including planting a fruit or vegetable with a community elder; recording observations of plant growing through photography, journal writing and poems; sharing observations through oral reports and working with artist to create an original work of art, based on pupil recordings and observations, at Franklin Elementary School for the period of April 23, 2009 through June 5, 2009, in an amount not to exceed \$4,500.00.

Funding Source: Art & Music Block Grant

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

This Matter was Adopted on the Consent Agenda.



[09-0890](#)

Amendment No. 1 - Professional Services Contract - Sports4Kids - International Community School

Approval by the State Administrator of Amendment No. 1 of the Professional Services Contract between District and Sports4Kids for the latter to provide structured, safe and inclusive environment on the playground by working with teachers and coordinating a variety of schoolyard sports and games during recess, lunch and the after school program at International Community School for the period of December 18, 2008 through June 12, 2009, in the amount of \$11,750.00, to increase the agreement from \$11,750.00, to a not-to-exceed amount of \$23,500.00.

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

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

This Matter was Adopted on the Consent Agenda.



[09-0898](#)

Amendment No. 1 to Professional Services Contract - Lateshya Johnson - Lafayette Elementary School

Approval by the State Administrator of Amendment No. 1 of a Professional Services Contract between District and Lateshya Johnson, for the latter to provide support for students facing disciplinary challenges as well as academic; coordinate with teacher and provide support with SST/IEP at Lafayette Elementary School, for the period of March 1, 2009 through June 12, 2009, in an additional amount of \$14,000.00, increasing contract from \$60,000.00 to an amount not to exceed \$74,000.00. All other terms and conditions of the Contract remain in full force and effect.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



09-0899

Professional Services Contract - Center for Urban Family Life - Lafayette Elementary School

Ratification by the State Administrator of a Professional Services Contract between District and Center for Urban Family Life, for the latter to provide students with grade level appropriate technology literacy instruction; expose students on how to use a computer operating system, word processor, web browser programs; show the students how to format documents, create and save files, learn how to send emails, and search for things online at Lafayette Elementary School for the period of April 23, 2009 through June 30, 2009, in an amount not to exceed \$2,500.00.

Funding Source: School Library Improvement Block Grant

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

This Matter was Adopted on the Consent Agenda.



09-0900

Professional Services Contract - Cesar Olivas - MetWest High School

Ratification by the State Administrator of a Professional Services Contract between District and Cesar Olivas, for the latter to provide small group and individual tutoring and academic coaching to students scoring below basic/far below basic (BB/FBB), at MetWest High School, for the period April 3, 2009 through June 30, 2009, in an amount not to exceed \$4,375.00.

Funding Source: Economic Impact Aid/State Compensatory Education (EIA-SCE)

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

This Matter was Adopted on the Consent Agenda.



09-0902

Amendment No 1- Professional Services Contract - Contra Costa County Office of Education - Instructional Services

Ratification by the State Administrator of Amendment No. 1 of Professional Services Contract between the District and Contra Costa County Office of Education, for the latter to provide 40 hours of SB472 training "Everyday Mathematics" to three (3) Instructional Services Math Coaches, for the period July 1, 2008 through June 30, 2009, for an additional amount of \$2,250.00, increasing the original contract not to exceed amount from \$25,000.00 to \$27,250.00. All other terms and conditions of the contract will remain in full force and effect.

Funding Source: AB466

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

This Matter was Adopted on the Consent Agenda.



09-0905

Professional Services Contract - UC Berkeley History-Social Science Project - Oakland High School

Approval by the State Administrator of a Professional Services Contract between District and UC Berkeley History-Social Science Project, for the latter to provide staff development workshops and presentations for the Oakland High School Social Studies Department in the areas of improving student achievement, expository writing, specific history content and to provide coaching, demonstration lessons, and curriculum planning assistance to individual teachers for a total of 315 hours, for the period May 13, 2009 through June 11, 2009, in an amount not to exceed \$29,800.00.

Funding Source: High Priority School Grant (HPSG)

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

This Matter was Adopted on the Consent Agenda.



09-0913

Amendment No. 2 to Professional Services Contract - Bay Area Black United Fund - Alliance Academy

Approval by the State Administrator of Amendment No. 2 to Professional Services Contract between District and Bay Area Black United Fund, for the latter to provide 960 additional hours of after school music services for students at Alliance Academy, for the period August 18, 2008 through June 12, 2009, in an additional amount of \$10,000.00, increasing the not to exceed amount of contract from \$40,000.00 to \$50,000.00.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



09-0914

Professional Services Contract - San Francisco Bay Area Council, Learning for Life - Maxwell Park International Academy

Approval by the State Administrator for the Professional Services Contract between District and San Francisco Bay Area Council, Learning for Life, for the latter to provide staff development sessions to improve the teaching quality in the After School Program, provide students with mentoring and academic assistance, fitness and skill building activities, and provide program coordination, assistance and management of After School Program for the period of April 23, 2009 through June 30, 2009 in the amount of \$36,015.34.

Funding Source: After School Education and Safety (ASES) Grant and HPSG Staff Development Fund

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

This Matter was Adopted on the Consent Agenda.



09-1019

Professional Service Contract - Sonia Kreit-Spindt - Instructional Services

Approval by the State Administrator of a Professional Services Contract between District and Sonia Kreit-Spindt, for the latter to provide integrated project-based instruction to GATE students on a weekly basis for up to 32 hours for the period April 15, 2009 through June 12, 2009 in an amount not to exceed \$800.00.

Funding Source: GATE

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

This Matter was Adopted on the Consent Agenda.



09-1112

Professional Service Contract - Martin L. Forst - Instructional Services

Approval by the State Administrator of Amendment No. 1 to Professional Services Contract between District and Martin L. Forst, for the latter to provide research and compile data for the Measure Y Middle School Conflict Resolution Program for the 2009-2010; locating additional funding opportunities to support the program for the 2009-2010 school year, and performing original contract services, for the period September 2, 2008 through June 30, 2009, increasing contract by \$3000.00, from \$6500.00 to a not to exceed amount of \$9500.00. All other terms and conditions of Agreement remain in full force and effect.

.Body

[Enter body here.]

Funding Source: AB1113 School Safety

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

This Matter was Adopted on the Consent Agenda.



09-1113

Professional Services Contract - Nancy J. Frank - Instructional Services/Violence Prevention Programs

Approval by the State Administrator of a Professional Services Contract between District and Nancy J. Frank, for the latter to research funding and development opportunities to help assist violence prevention program throughout OUSD for the upcoming 2009-2010 school and assist with grant writing for Violence Prevention Program for the period April 15, 2009 through June 30, 2009 in an amount not to exceed \$3,000.00.

Funding Source: AB1113 School Safety

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

This Matter was Adopted on the Consent Agenda.



[09-1132](#)

Amendment No. 1 Professional Services Contract - Ann Shannon - Research & Assessment

Ratification by the State Administrator of Amendment No. 1 - Professional Services Contract between the District and Ann Shannon, for the latter to develop the end of course math assessments for Kindergarten through Math Analysis and revise the assessments as necessary until approved by the OUSD Assessment Coordinator, in the additional amount of \$36,000.00, increasing the contract not to exceed amount from \$18,000.00 to \$54,000 for the period July 1, 2008 through June 30, 2009. All of the terms and conditions of the Agreement remain in full force and effect.

Funding Source: Dell Foundation

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

This Matter was Adopted on the Consent Agenda.



[09-1166](#)

Amendment No. 2 - Memorandum of Understanding - Aspiranet - Melrose Leadership Academy

Approval by the State Administrator of Amendment No. 2 to the Memorandum of Understanding between District and Aspiranet, for latter to provide additional offerings for the site's comprehensive after school program and to ensure adherence to the Oakland Unified School District procedures for all field trips, off site events, off site activities and transportation for participants in the after school program at Melrose Leadership Academy for the period of August 27, 2008 through June 30, 2009, in the additional amount of \$74,001.00, increasing the Agreement from \$199,499.00 to a not-to-exceed amount of \$273,500.00. All other terms and conditions of the Agreement remain in full force and effect.

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

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

This Matter was Adopted on the Consent Agenda.



[09-1168](#)

Professional Services Contract - Leadership Excellence - Family & Community Office

Approval by State Administrator of Professional Services Contract between the District and the Leadership Excellence, for the latter to 1) coordinate and conduct outreach workshops to 8th graders at all Castlemont and Fremont feeder middle schools; 2) process referrals and intake; 3) coordinate and conduct parent orientations to the program; 4) implement Boot Camp for 30 incoming high at-risk 9th graders, including the development of specialized workshops and activities for target population; 5) coordinate and implement at least four incentive-based field trips; 6) work in partnership with OUSD Family & Community Office to develop overall program design, approach, evaluation and youth follow up plan, for the period April 20, 2009, through June 30, 2009, in an amount not to exceed \$29,000.00.

Funding Source: AB825

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

This Matter was Adopted on the Consent Agenda.



09-1171

Professional Services Contract - Kagan Professional Development - Lincoln Elementary School

Ratification by the State Administrator of a Professional Services Contract between the District and Kagan Professional Development, for the latter to provide two days of on the spot coaching after observing teachers implement specific structures in class; to provide teachers specific structures to assist EL students to be more confident in producing language output; and to provide teachers two days a professional development to learn more Kagan structures that better equip teachers to make curriculum content more accessible to English Learners at Lincoln Elementary School for the period of May 4, 2009 through June 17, 2009, in an amount not to exceed \$12,726.34.

Funding Source: Economic Impact Aide / Limited English Proficiency

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

This Matter was Adopted on the Consent Agenda.



09-1174

Professional Services Contract - Girls Inc. of Alameda County - Think College Now Elementary School

Approval by the State Administrator of a Professional Services Contract between the District and Girls Inc. of Alameda County, for the latter to provide instructors who will incorporate programs that focus on math, science and motor skills development; facilitate female students participation in S.M.A.R.T., an interactive program that encourages confidence and risk-taking in math and science; offer Steppingstones, and early movement program that promotes readiness for participation in sports and other formal movement activities like dancing and gymnastics at Think Collge Now Elementaty School for the period of May 20, 2009 through June 30, 2009, in an amount not to exceed \$20,000.00.

Funding Source: High Priority School Grant

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

This Matter was Adopted on the Consent Agenda.



09-1175

Professional Services Contract - S & S Math Services, LLC - Parker

Elementary School

Approval by the State Administrator of Professional Services Contract between District and S & S Math Services, LLC, for the latter to provide daily, on-site mathematics coaching and professional development including demonstration lessons; observation and feedback; one-on-one meetings; grade level meetings; data review and recommendations and professional development in mathematics; prepare pacing and planning guides for 2009-10 school year in mathematics; and assist with curricula preparation for 2009 summer school for the period May 14, 2009 through June 30, 2009 in an amount not to exceed \$10,000.00 at Parker Elementary School.

Funding Source: Economic Impact Aid-School Compensatory Education

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

This Matter was Adopted on the Consent Agenda.



09-1176

Professional Services Contract - MOCHA - Ascend Elementary School

Approval by the State Administrator of a Professional Services Contract between the District and Museum of Children's Art (MOCHA), for the latter to provide 165 hours of daily one on one and small group coaching sessions to 17 classroom teachers including collaborative planning, model teaching, and co-teaching of lessons, as well as after school professional development workshops; to provide 55 hours of supplementary after school arts instruction to students; to use 25 hours of planning time to coordinate this instruction; to conduct 2 hour-long meetings with the principal in order to coordinate the program at Ascend Elementary School for the period of May 4, 2009 through June 30, 2009, in an amount not to exceed \$8,398.00.

Funding Source: Art & Music Block Grant

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

This Matter was Adopted on the Consent Agenda.



09-1177

Amendment No. 1 to Professional Services Contract - PMA Consulting - Laurel Elementary School

Approval by the State Administrator of Amendment No. 1 of Professional Services Contract between District and PMA Consulting, for the latter to provide 200 additional hours of consulting services involving administrative oversight in the planning and implementation of academic enrichment activities in the After School Program Project and Site Coordinator will collaborate to complete the following activities in preparation for the following school year: staff and participant recruitment; scheduling of staff training and professional development; updating the LCPA Standard Operating Procedure Manual; completing required evaluation for 2008-09 school year and program planning for the 2009-10 school year and extending the contract period of September 9, 2008 through June 15, 2009 to June 30, 2009, in an additional amount of \$10,000.00, increasing contract not to exceed amount from \$32,084.00 to \$42,084.00 at Laurel Elementary School. All other terms and conditions of the contract remain in full force and effect.

Funding Source: Economic Impact Aid/School Compensatory Education

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

This Matter was Adopted on the Consent Agenda.



09-1178

Professional Services Contract - MOCHA - Ascend Elementary School

Approval by the State Administrator of a Professional Services Contract between the District and Museum of Children's Art (MOCHA), for the latter to provide daily one on one and small group coaching sessions to 17 classroom teachers for a total of 227 hours including collaborative planning, model teaching, and co-teaching of lessons, as well as after school professional development workshops; and to conduct 7 one hour-long meetings with the principal in order to coordinate the program at Ascend Elementary School for the period of May 4, 2009 through June 30, 2009, in an amount not to exceed \$7,718.00.

Funding Source: Measure E

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

This Matter was Adopted on the Consent Agenda.



09-1179

Professional Services Contract - Nai Saeturn - Ascend Elementary School

Ratification by the State Administrator of a Professional Services Contract between the District and Nai Saeturn, for the latter to provide 133.3 hours of one on one and small group workshops and coaching services to parents who access the Family Resource Center with topics including but are not limited to homework support, effective report card conference questions, and interpretation of CST/benchmark data during report card conferences at Ascend Elementary School for the period of April 27, 2009 through June 30, 2009, in an amount not to exceed \$2,000.00.

Funding Source: Title 1

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

This Matter was Adopted on the Consent Agenda.



09-1192

Memorandum of Understanding - Regents of the University of California Cooperative Extension (UCCE) - Early Childhood Education

Approval by the State Administrator of the Memorandum of Understanding between District and Regents of the University of California Cooperative Extension, for the latter to provide the Youth Food Stamp Nutrition Education Program, in District schools and the Early Childhood Education Program, as specified in the MOU, for the period October 1, 2008 through September 30, 2011.

Funding Source: No Fiscal Impact

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

This Matter was Adopted on the Consent Agenda.



09-1193

Amendment No. 2 - Memorandum of Understanding - YMCA of the East Bay - Cole Middle School

Approval by the State Administrator of Amendment No. 2 to the Memorandum of Understanding between District and YMCA of the East Bay for the latter to provide additional hours of service and duties, as specified, performed by the the Site Coordinator for the comprehensive after school program at Cole Middle School for the period of August 28, 2008 through June 30, 2009, in the additional amount of \$57,242.00, increasing the Agreement from \$34,000.00 to a not-to-exceed amount of \$91,242.00. All other terms and conditions of the Agreement remain in full force and effect.

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

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

This Matter was Adopted on the Consent Agenda.



09-1195

Amendment No. 2 - Memorandum of Understanding - YMCA of the East Bay - Explore College Preparatory Middle School

Approval by the State Administrator for the Amendment No. 2 of the Memorandum of Understanding between District and YMCA of the East Bay to provide additional services for the arts program offering for the year end yearbook project for the site's Comprehensive After School Program at Explore College Preparatory Middle School, for the period of September 11, 2008 through June 30, 2009, in an amount not to exceed \$110,798.00, increasing the Agreement from \$6,640.00 to a not-to-exceed amount of \$117,438.00. All other terms and conditions of the Agreement remain in full force and effect.

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

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

This Matter was Adopted on the Consent Agenda.



09-1197

Memorandum of Understanding - Alameda County Social Services Agency - Complementary Learning Department

Approval by State Administrator of a Memorandum of Understanding between District and Alameda County Social Services Agency, for the latter to establish clinics in certain District middle schools to assist families in applying for and securing Medi-Cal benefits at Elev8 schools; to assign a County Eligibility Technician to take, review and process NEW Medi-Cal applications at Elev8 schools; to expedite eligibility determinations for District students, consistent with applicable laws and regulations regarding minor consent, and to provide for other services memorialized in MOU between parties, for the period of May 13, 2009 through June 30, 2011 at no cost to the District.

Funding Source: No Fiscal Impact

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

This Matter was Adopted on the Consent Agenda.



09-1198

Professional Services Contract - Chabot Space and Science Center - Fred T. Korematsu Discovery Academy School

Approval by State Administrator of Professional Services Contract between District and Chabot Space and Science Center, for the latter to provide Techbridge After School program that encourages girls in technology, science, and engineering; offer hands-on projects along with career exploration with role model visits; field trips to companies, and internships for the period May 26, 2009 through June 11, 2009 in an amount not to exceed \$2,500.00 at Fred T. Korematsu Discovery School.

Funding Source: Title I

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

This Matter was Adopted on the Consent Agenda.



09-1199

Amendment No. 1 to Professional Services Contract - Oakland Small Schools Foundation - Futures Elementary School

Approval by the State Administrator of Amendment No. 1 of Professional Services Contract between the District and Oakland Small Schools Foundation, for the latter to create a new plan for the S. S. T. process of working with the Famil Resource Center Coordinator and develop a plan to coordinate the family resource Center with the after school program for your unit events as well as, under original contract, perform management and operations coaching; additional marketing and fundraising planning and execution plus outsourced contracting with graphic designers and printing costs (special attention on individual giving and family outreach); individual giving campaign; program supports, for the period October 30, 2008 through June 30, 2009, in an additional amount of \$30,000.00, increasing contract from \$10,000.00 to an amount not to exceed \$40,000.00. All other terms and conditions of the Contract remain in full force and effect.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



09-1204

Professional Service Contract - D & D Education Consultants - Programs for Exceptional Children

Approval by the State Administrator of a Professional Services Contract, between Oakland Unified School District and D and D Educational Consultants, for the latter to provide Services include the development of a PowerPoint presentation, handouts, and the presentation of the materials to the parent committee at the December 2008 SELPA Community Advisory Committee Meeting, for the contract period July 1, 2008 through June 30, 2009, in an amount not to exceed \$3,580.00.

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

This Matter was Adopted on the Consent Agenda.



09-1223

Amendment No. 2 of Professional Services Contract - Paragon Education Network - Middle School Network I and II

Approval by the State Administrator of Amendment No. 2 of Professional Services Contract between District and Paragon Education Network, for the latter to provide additional 19 days of services to Melrose Leadership Academy and Roots International Academy, and 3 days of Professional Development facilitation for the Middle School Network I and II Principals Retreat, for the period October 30, 2008 through June 30, 2009, in an additional amount of \$42,000.00, increasing the not to exceed amount from \$90,000.00 to \$132,000.00.

Funding Source: Program Improvement, Title I/IASA, General Purpose

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

This Matter was Adopted on the Consent Agenda.



09-1227

Amendment No. 1 - Professional Services Contract - Action Learning Systems, Inc. - Research and Assessment

Ratification by the State Administrator of Amendment No. 1 of Professional Services Contract between District and Action Learning Systems, Inc., for the latter to create and build second grade and third grade Language Arts Benchmark Exams and Answer Keys, and perform the work specified in the original agreement, in the additional amount of \$12,901.20, increasing the agreement from a not to exceed amount of \$54,618.20 to \$67,519.40, for the period July 1, 2008 through June 30, 2009.

Funding Source: Michael & Susan Dell Foundation

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

This Matter was Adopted on the Consent Agenda.

Passed The General Consent Report - State Administrator

A motion was made by Vincent Matthews, seconded by Vincent Matthews, 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: 1 - Vincent Matthews
Nay: 0
Recused: 0
Excused: 0 - Cecilia Lopez
Absent: 0 - Shannon Chase
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

M1. Adoption of the General Consent Report - Board of Education

Finance and Human Resources Committee - Report - May 4, 2009

Personnel Management, Community Relations and Governance



09-0812 Professional Services Contract - Clement Mok - Bella Vista Elementary School

Approval by the Board of Education of Amendment No. 1 of a Professional Services Contract between the District and Clement Mok, for the latter to provide additional services, including supporting the implementation of the 2007-2010 Single Plan for Student Achievement per the principal's directives; assisting in seeking additional funding sources: grants; and assisting in monitoring the AERIES and IFAS input and the compliance paperwork; assisting in organizing and reorganizing school environment & learning materials that affect effective student achievement; and helping implement supportive programs such as Spelling Bee, at Bella Vista Elementary School, for the period of January 29, 2009 through June 30, 2009, in an additional amount of \$13,200.00, increasing contract from \$12,000.00 to an amount not to exceed \$25,200.00. All other terms and conditions of the Contract remain in full force and effect.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



09-0911 Amendment No. 1 - Professional Services Agreement - M Squared - Nutrition Services

Approval by the Board of Education of Amendment No. 1 to Professional Services Contract between the District and M Squared, Inc., for the latter to provide assistance in implementation of the Nutrition Services Program Improvement Plan, including developing and implementing the following programs: vending, catering, high school food quality improvement plan, and cafeteria operations manual, extending said services an additional 32 days, for the period July 7, 2008 through November 14, 2008 to December 31, 2008, in an additional amount not to exceed \$18,900.00, increasing contract to a total amount not to exceed \$82,980.00. All other terms and conditions of the Contract remain in full force and effect.

Funding Source: Nutrition Services

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

This Matter was Adopted on the Consent Agenda.



09-0950 Professional Services Contract - Kenneth Busse - Police Services

Ratification by the Board of Education of Professional Services Contract between District and Kenneth Busse, for the latter to conduct all phases of P.O.S.T. (Police Officers Standards & Training) pre-employment background investigations, legal checks, interviews and produce findings into written reports for police officer applicants, for the period February 10, 2009, through June 30, 2009, in an amount not to exceed \$8,000.00.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



09-0952

Professional Services Contract - Robert McFarlane - Police Services

Ratification by the Board of Education of Professional Services Contract between the District and Robert McFarlane, for the latter to ensure that police officer candidates comply with all minimum Police Officer Standards & Training (POST) standards for appointment and screen out those, based on their past history or other relevant information, found unsuitable for the position in question, for the period February 16, 2009, through June 19, 2009, in an amount not to exceed \$8,000.00.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



09-1085

Professional Services Contract - Matthew Kelemen Consulting - Strategic Projects

Ratification by the Board of Education of Professional Services Contract between the District and Matthew Kelemen Consulting, for the latter to produce a narrative funding proposal and a resource development plan that: creates a compelling case for the District's recruitment and retention strategies; estimates the costs associated with implementing selected recruitment and retention initiatives; analyzes the alignment of the District's strategies with major funding opportunities; and recommends action steps to secure resources from major funding sources, for the period April 6, 2008 through June 30, 2009, in an amount not to exceed \$23,750.00.

Funding Source: Expect Success

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

This Matter was Adopted on the Consent Agenda.



09-1255

Repeal/Creation - Classified Management Position - Procurement Department

Approval by the Board of Education of Resolution No. 0809-0155 - Repealing and creating a classified management position in Procurement Department as specified in said resolution, as follows:

Repeal Position Below, Originally Created in 1985:

Procurement Department

Repeal:

Position Title/FTE

Salary Schedule/Range

Warehouse Manager (1.0 FTE)

Classified Management

Salary Schedule, ADCL, Range 13

\$64,392 - \$82,172

12 months, 261 days, 7.5 hours

Create:

Procurement Department

Position Title/FTE

Salary Schedule/Range

Manager, Distribution (1.0 FTE)

Classified Management

Salary Schedule, ADCL, Range 9

\$52,957 - \$67,595

12 months, 261 days, 7.5 hours

Creation of this position as specified herein authorizes the Superintendent of Schools to fill the position subject to the District's employment procedures.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



[09-1257](#)

Repeal/Creation - Classified Position - Print Services Department

Approval by the Board of Education of Resolution No. 0809-0156 - Repealing and creating a classified position in Print Services Department as specified in said resolution, as follows:

Repeal Position Below, Originally Created in 1976:

Print Services Department

Repeal:

Position Title/FTE	Salary Schedule/Range
Graphic Artist (1.0 FTE)	Classified White Collar
	Salary Schedule, WTCL, Range 32
	\$31,346 - \$42,008
	12 months, 261 days, 7.5 hours

Create:

Print Services

Position Title/FTE	Salary Schedule/Range
Graphic Illustrator (1.0 FTE)	Classified White Collar
	Salary Schedule, WTCL 33
	\$32,046 - \$42,977
	12 months, 261 days, 7.5 hours

Creation of this position as specified herein authorizes the Superintendent of Schools to fill the position subject to the District's employment procedures.

Funding Source: General Purpose

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

This Matter was Adopted on the Consent Agenda.



09-1259

Personnel Report No. 0008-0012

Approval by the Board of Education of Personnel Report No. 0008-0012.

Attachments: [Document\(s\)](#)
[09-1259_Personnel_Report_No_0008-0012.pdf](#)

This Matter was Adopted on the Consent Agenda.



09-1264

Amendment No. 2 - Memorandum of Understanding - E-Rate - Wide Area Network (WAN)

Approval by the Board of Education of Amendment No. 2 to the Master Agreement and Attachments between SBC Global Services, Inc. dba AT&T Global Services and the District, signed on February 7, 2008 and amended on November 20, 2008, to expand the Wide Area Network (WAN) upgrades, approved under E-Rate Year 11, to an additional thirty-seven sites resulting in one unified, fiber based, high speed network serving all district locations, increasing the number of upgraded sites from ninety-one to one hundred twenty-eight sites, in an additional amount of \$3,888,139.00 increasing the five year total from \$8,400,000.00 to an amount not to exceed \$12,288,139.00.

Funding Source: E-Rate Year 11

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

This Matter was Adopted on the Consent Agenda.

Facilities Committee - Report - May 5, 2009

Facilities Management



[09-1312](#)

Repair and/or Maintenance Contract - American Aggregate and Slurrys, Inc. - Carl Munck Elementary School

Approval by the Board of Education of Repair and/or Maintenance Contract between District and American Aggregate and Slurry, Inc., Oakland, CA, for the latter to provide pavement rehabilitation to entire site, as described in the Scope of Work, for the Carl Munck Elementary School Paving Refurbishment Project for the period commencing June 12, 2009 and terminating no later than August 22, 2009, in an amount not-to-exceed \$35,000.00

Funding Source: Deferred Maintenance

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

This Matter was Adopted on the Consent Agenda.



[09-1313](#)

Contract for Purchase and Delivery of Materials and Supplies - Chain Link Fence & Supply - Peralta Elementary School

Approval by the Board of Education of Contract for Purchase and Delivery of Materials and Supplies between District and Chain Link Fence & Supply, Livermore, CA, for the latter to supply and install two (2) 4 1/2 inch basketball poles with a fiberglass backboard and rim with nylon net in conjunction with the Peralta Elementary School Modernization Project for the period commencing March 31, 2009 and terminating June 30, 2009, in an amount not to exceed \$3,618.00.

Funding Source: General Obligation Bond-Measure B

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

This Matter was Adopted on the Consent Agenda.



[09-1315](#)

Professional Services Facilities Contract - Colland Jang Architecture - Claremont Middle School Restroom Renovations Project

Approval by the Board of Education of Professional Services Facilities Contract between District and Colland Jang Architecture, Oakland, CA, for the latter to produce documents for building alterations (student rest room renovation) to comply with adopted codes and ordinances (and a submittal to the Division of State Architect) for Academic Building "B"; and to assist the District in securing DSA approvals, provide construction administration services in conjunction with the Claremont Middle School Restroom Renovations Project, for the period commencing March 15, 2009 and concluding no later than December 1, 2009 in an amount not-to-exceed \$43,800.00.

Funding Source: Deferred Maintenance**Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.****09-1317****Professional Services Agreement - HY Architects - Edna Brewer Middle School Restroom Plumbing Project**

Approval by the Board of Education of Professional Services Agreement between District and HY Architects, Oakland, CA, for the latter to provide design services for the renovation of two (2) existing restrooms at the Gymnasium Building including design for mechanical, plumbing, electrical and architectural design and various other items described herein in conjunction with the Edna Brewer Middle School Restroom Plumbing Renovations Project for the period commencing March 23, 2009 and concluding no later than December 31, 2010 in an amount not-to-exceed \$51,100.00

Funding Source: Deferred Maintenance**Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.****09-1318****Lease Agreement-Mobile Modular Management Corporation-Oakland High School Modernization Project**

Approval by Board of Education of a Lease Agreement between District and Mobile Modular Management Corporation, Livermore, CA, for the latter to provide portable units for interim housing, as required, for an Eighteen (18) Month Lease Term, including cabinetry, blinds, white boards, pin boards and accessibility ramps for each unit in conjunction with the Oakland High School Modernization Project for the period commencing May 18, 2009 and concluding no later than November 8, 2010 in an amount not-to-exceed \$183,904.00.

Funding Source: General Obligation Bond-Measure B**Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.****09-1320****New Project Budget, Key Code and Project Number-McClymonds High School Shop Building Roof Replacement Project**

Approval by Board of Education of Resolution No. 0809-0114 - Authorizing and approval the New Project Budget, Key Code and Project Number for McClymonds High School Shop Building Roof Replacement in the amount of \$238,540.00.

Funding Source: Deferred Maintenance**Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.**

[09-1321](#)**New Project Budget, Key Code and Project Number - Calvin Simmons Middle School Shop Building Roof & Exterior Parapet Wall Replacement Project**

Approval by Board of Education of Resolution No. 0809-0113 - Authorizing and approving the New Project Budget, Key Code and Project Number for Calvin Simmons Middle School Shop Building Roof and Exterior Parapet Wall Replacement Project in the amount of \$132,202.00.

Funding Source: Deferred Maintenance

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

This Matter was Adopted on the Consent Agenda.

[09-1322](#)**Project Budget Increase-Life Academy Site Assessment Project**

Approval by the Board of Education of Resolution No. 0809-0115 - Authorizing and approving Project Budget Increase for the Life Academy Site Assessment Project in the amount of \$20,000.00, increasing the project budget from \$207,500.00 to \$227,500.00.

Funding Source: State School Building Fund

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

This Matter was Adopted on the Consent Agenda.

[09-1324](#)**Amendment No. 1 - Ninyo & Moore - Downtown Educational Complex Project**

Approval by the Board of Education of Amendment No. 1 to Professional Services Agreement between District and Ninyo & Moore, Oakland, CA, for the latter to provide evaluation report of hazardous material at portables 3, 13, 14, 15, 16 and 18, through a visual observation as well as collecting building material samples for testing; report to include findings, opinions and recommendations and quantities of identified materials per a District request in conjunction with the Downtown Educational Complex Project, in an additional not to exceed amount of \$6,000.00, increasing the Agreement from \$5,200.00 to a not to exceed amount of \$11,200.00 and revising the end date from December 31, 2008 to December 31, 2009. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: Developer Fees

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

This Matter was Adopted on the Consent Agenda.

[09-1325](#)**Amendment No. 2-Baseline Engineering-Crocker Highlands Elementary School Paving Project**

Approval by the Board of Education of Amendment No. 2 to Professional Services Agreement between District and Baseline Engineering, Alameda, CA, for the latter to conduct site review of areas with soft soils identified by the inspector and soils engineer; provide assessment of the soft soils and remedy options for asphalt pavement; assist in repair option of electrical conduit and changes in striping and game layout in conjunction with Crocker Highlands Elementary School Paving Project in an additional amount-to-exceed \$3,925.00, increasing the Agreement from \$37,300.00 to a not to exceed amount of \$41,225.00. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: Deferred Maintenance

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

This Matter was Adopted on the Consent Agenda.



09-1326

Amendment No. 2 - Hamilton & Aitken Architect - Lazear Elementary School Modernization Project

Approval by the Board of Education of Amendment No. 2 to Professional Services Agreement between District and Hamilton & Aitken, San Francisco, CA, the latter to provide a re-scoped project update with the latest Fire Alarm and Intrusion Alarm Standards, due to a District requested change, in conduction with the Lazear Elementary School Modernization Project in an additional amount-to-exceed \$4,500.00, increasing the Agreement from \$169,900.00 to a not to exceed amount of \$174,400.00. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: General Obligation Bond-Measure B

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

This Matter was Adopted on the Consent Agenda.



09-1328

Amendment No. 2 - Baseline Engineering-Grass Valley Elementary School Modernization Project

Approval by the Board of Education of Amendment No. 2 to Professional Services Agreement between District and Baseline Engineering, Oakland, CA, for the latter to conduct site review of areas with soft soils identified by the inspector and soils engineer; assist in repair option of electrical conduit and changes in striping and game layout; upgrade rubberized play mat to increase fall protection in conjunction with the Grass Valley Elementary School Paving Replacement Project in an additional amount-to-exceed \$9,327.50, increasing the Agreement from \$49,100.00 to a not to exceed amount of \$58,427.50. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: Deferred Maintenance

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

This Matter was Adopted on the Consent Agenda.



09-1329

Amendment No. 3-KDI Consultants-Peralta Elementary School Modernization

Project

Approval by the Board of Education of Amendment No. 3 to Professional Services Agreement between District and KDI Consultants, Inc., Oakland, CA, for the latter to provide additional Division of State Architect (DSA) due to delays by the contractor, due to an unforeseen condition, whereas the contractor did not complete their contract by November 10, 2008 due to delays in conjunction with the Peralta Elementary School Modernization Project in an additional amount-to-exceed \$4,250.00, increasing the Agreement from \$55,500.00 to a not to exceed amount of \$59,750.00 and revising the end date from November 30, 2008 to May 1, 2009. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: General Obligation Bond-Measure B

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

This Matter was Adopted on the Consent Agenda.

**09-1330****Amendment No. 1- Safir Rosetti - Laurel Elementary Fire Alarm Project**

Approval by the Board of Education of Amendment No. 1 to Professional Services Agreement between District and Safir Rosetti, Oakland, CA, for the latter to provide additional upgrading and wiring of the fire alarm devices needed due to a District requested change, whereas after the original scope of work including upgrading and wiring of the fire alarm devices in the Annex Building, it was discovered that additional areas remained to be upgraded; proposal is incorporated into the contract to the extent that it is subordinate to and not inconsistent with the contract terms, in conjunction with the Laurel Elementary School Fire Alarm Project in an additional amount-to-exceed \$10,272.00, increasing the Agreement from \$18,090.00 to a not to exceed amount of \$28,362.00 and revising the end date from August 27, 2009 to March 31, 2010. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: General Obligation Bond-Measure B

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

This Matter was Adopted on the Consent Agenda.

**09-1331****Amendment No. 4 - RGA Environmental - Madison Middle School Modernization Project**

Approval by the Board of Education of Amendment No. 4 to Professional Services Agreement between District and RGA Environmental, Emeryville, CA, for latter to provide a Certified Asbestos Consultant of Site Surveillance Technician to monitor the asbestos abatement work for adherence to Work Plan and applicable laws and regulations; monitoring will include the review of abatement contractor submittals and the collection of baseline, abatement, clearance, PCM, Lead and TEM samples, due to an unforeseen condition, whereas, during construction wood rot was discovered and need to be removed and repaired, in conjunction with the Madison Middle School Modernization Project in an additional amount-to-exceed \$12,000.00, increasing the Agreement from \$47,830.00 to a not to exceed amount of \$59,830.00 and revising the end date from July 31, 2009 to December 31, 2009. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: General Obligation Bond-Measure B**Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.****09-1333****Amendment No. 2-RGA Environmental-Hoover Elementary School Modernization Project**

Approval by the Board of Education of Amendment No. 2 to Professional Services Agreement between District and RGA Environmental, Emeryville, CA, the latter to provide additional asbestos testing and monitoring air quality and lab analysis of 79 field samples, due to an unforeseen condition, whereas a load beam was discovered in Building C (Multipurpose Building) which caused the layout of the bathrooms to be altered slightly; latter discovery lead to opening an additional portion of the ceiling which extended the containment time and added additional samples for the required testing, in conjunction with the Hoover Elementary School Modernization Project in an additional amount-to-exceed \$6,660.00, increasing the Agreement from \$16,781.00 to a not to exceed amount of \$23,441.00. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: General Obligation Bond-Measure B**Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.****09-1335****Change Order No. 4 - Cal Pacific Construction-Lincoln Elementary School Classroom Replacement Project**

Approval by the Board of Education of Change Order No. 4 to Construction Contract between District and Cal Pacific Construction, Pacifica, CA, for the latter to provide 8 handsets for portables, install 2 gates with Panic Hardware; and patch asphalt in conjunction with the Lincoln New Classroom Building Project in the additional amount of \$12,341.60, increasing the Agreement from \$6,483,580.14 to \$6,495,921.74.

Funding Source: General Obligation Bond-Measure B**Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.****09-1336****Change Order No. 1 - El Camino Paving - Skyline High School Paving Project**

Approval by the Board of Education of Change Order No. 1 to Construction Contract between District and El Camino Paving, Mt. View, CA, for the latter to repair main line; chip and grind curbs and sidewalk; repair conduits and wiring for the streetlight including testing of all existing wiring; locate water leak below existing concrete paving, upper cul de sac and various other items described herein in conjunction with the Skyline High School Paving Project in the additional amount of \$12,371.82, increasing the Agreement from \$620,889.00 to \$633,260.82.

Funding Source: Deferred Maintenance

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

This Matter was Adopted on the Consent Agenda.



09-1337

Change Order No. 2-Albay Construction Co. - Havenscourt Middle School Modernization Project

Approval by the Board of Education of Change Order No. 2 to Construction Contract between District and Albay Construction Co., Martinez, CA, for the latter to delete skylight replacement; completion of Fire Alarm work per plans and specifications; deep clean room; replace pull stations for new Fire Alarm System and various other items described herein Havenscourt Middle School Modernization Project in the additional amount of \$80,852.91, increasing the Agreement from \$1,796,042.73 to \$1,876,895.64.

Funding Source: General Obligation Bond-Measure B

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

This Matter was Adopted on the Consent Agenda.



09-1338

Change Order No. 3 - Cal Pacific Construction-Lincoln New Classroom Building Project

Approval by the Board of Education of Change Order No. 3 to Construction Contract between District and Cal Pacific Construction, Pacifica, CA, for the latter to provide relocate subpanels on the side of 2 portables (#6 and #8); early delivery charge for MSB switchgear; unforeseen excavation obstacles for electrical duct bank and various other items described herein in conjunction with the Lincoln New Classroom Building Project in the additional amount of \$12,271.27, increasing the Agreement from \$6,471,308.87 to \$6,483,580.14.

Funding Source: General Obligation Bond-Measure B

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

This Matter was Adopted on the Consent Agenda.



09-1339

Change Order No. 2-West Coast Contractors-Chabot Portable Replacement Project

Approval by the Board of Education of Change Order No. 2 to Construction Contract between District and West Coast Contractors, Fairfield, CA, for the latter to provide water/sewer disconnect/reconnect at Portable 20; sanitary sewer manhole rim elevation change; water connection to refrigerator and various other items described herein in conjunction with the Chabot Portable Replacement Project in the additional amount of \$102,768.00, increasing the Agreement from \$2,596,514.00 to \$2,699,282.00.

Funding Source: General Obligation Bond

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

This Matter was Adopted on the Consent Agenda.

[09-1340](#)**Change Order No. 5 - Arntz Builders, Inc. - Oakland High School-Williams Settlement Project**

Approval by the Board of Education of Change Order No. 5 to Construction Contract between District and Arntz Builders, Inc., Novato, CA, for the latter to provide R&R unforeseen BU roof insulation; access door allowance overage; additional roofing repairs and various other items as described herein Oakland High School Modernization-Williams Settlement Project in the additional amount of \$148,560.97, increasing the Agreement from \$14,189,570.91 to \$14,338,131.88.

Funding Source: General Obligation Bond-Measure B

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

This Matter was Adopted on the Consent Agenda.

[09-1341](#)**Change Order No. 1 - Albay Construction Co.-Havenscourt Middle School Modernization Project**

Approval by the Board of Education of Change Order No. 1 to Construction Contract between District and Albay Construction Co., Martinez, CA, for the latter to provide additional fire alarm coverage; compensation for research still needed to happen in order to determine the extent of the deficient elements and to assess what deficient elements still needed to be address to allow installation of a function fire alarm system to be installed in conjunction with the Havenscourt Middle School Modernization Project in the additional amount of \$29,042.73, increasing the Agreement from \$1,767,000.00 to \$1,796,042,73.

Funding Source: General Obligation Bond-Measure B

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

This Matter was Adopted on the Consent Agenda.

Intergovernmental Relations - Committee - May 6, 2008

Community Relations

[09-1355](#)**2009 State Legislative Priorities - Emergency apportionments: repayment: charter schools.**

Approval by the Board of Education, upon recommendation of Intergovernmental Relations Committee, of its support for enactment of Assembly Bill 980 (D-Swanson) Emergency apportionments: repayment: charter schools.

Attachments: [ab_980_bill_20090422_amended_asm_v98.pdf](#)

This Matter was Adopted on the Consent Agenda.

**09-1359 2009 State Legislative Priorities - School meals: reimbursement.**

Approval by the Board of Education, upon recommendation of Intergovernmental Relations Committee, of its support for enactment of Assembly Bill 95 (D-Torlakson) School meals: reimbursement.

Attachments: [ab_95_bill_20090106_introduced.pdf](#)
[09-1359_Superintendent's_Recommendation_Assembly_Bill_95.pdf](#)

This Matter was Adopted on the Consent Agenda.

Passed The General Consent Report - Board of Education

A motion was made by David Kakishiba, seconded by Jody London, 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: 7 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Christopher Dobbins, Alice Spearman, Gary Yee and Noel Gallo
Nay: 0
Recused: 0
Excused: 0 - Cecilia Lopez
Absent: 0 - Shannon Chase
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

Facilities Committee - Report - May 7, 2009**Facilities Management****09-1439 Professional Services Contract - GKK McCarthy - Division of Facilities, Planning and Management**

Approval by the Board of Education of a Professional Services Contract between District and GKK/McCarthy, of Irvine, CA, for the latter to provide Construction Management Services for the Division of Facilities, Planning and Management, in an amount not-to-exceed \$3,551,140.00, for the period June 1, 2009 and conclude upon completion of the consulting services described herein, or May 31, 2010.

Funding Source: General Obligation Bond-Measure B Funds

Attachments: [Document\(s\)](#)
[09-1439_Professional_Services_Contract_GKK_McCarthy_-_Division_of_Facilities,_Planning_and_Management.pdf](#)

approved the local vendor small business policy of the District. Many people feel the process was not clean for this contract. There were questions about timelines. She asked about consideration for any participation under the PLA, what was their local participation and local hire rate, and was that taken into consideration when they ranked this firm?

Director Dobbins, Chairperson of the Facilities Committee, said Tim White, Assistant Superintendent for Facilities, said these folks have been here a long time and have done good work and have been at a six percent level. The firm has made a commitment to embrace the policy and to move forward with the policy. GKK was awarded the bid because it went through the process. Director London said the back of the contract document contains pivotal information sheet detailing the actual percentages of the team that qualified under the local business and under the small business. She read that sheet very carefully because she was very aware of this issue.

Tim White, Assistant Superintendent, spoke to the six percent rate of performance and the context of where we are today. The six percent was due to a lack of actual vendor policy. We did not have a local vendor policy at the time that the performance was at the six percent level. Since the local vendor policy and the district passing a policy, there is a minimum of 20 percent level of participation for services associated with local business. Given that the participation does not meet that level, the bid is deemed a nonresponsive bid. All of our awards from the passage of that local vendor policy starting in January will be underneath that policy.

Director Spearman said she wishes to voice her displeasure with GKK and, in the future, it is on the radar screen. Firms need to start hiring Oakland folks and give our youth some work.

A motion was made by Jody London, 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: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Christopher Dobbins, Gary Yee and Noel Gallo

Nay: 1 - Alice Spearman

Recused: 0

Excused: 0 - Cecilia Lopez

Absent: 0 - Shannon Chase

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

N. President's or State Administrator's Statement Disclosing Item(s) To Be Discussed In Closed Session

At 9:32 P.M., President Gallo stated the Board would recess to Closed Session to hear Labor Matters, Legal Matters, Pupil Employee Matters, and Pupil Matters.

O. Closed Session Item(s)

Labor Matter(s)

08-0122 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: Danielle Houck, Acting General Counsel

Legal Matter(s)

08-2145 Conference With Legal Counsel - Existing Litigation

Oakland Unified School District v. Bryant and Brown, PC, et al, United States District Court - Northern District of California, Case No. 608-05645 TEH

09-1512 Conference With Legal Counsel - Existing Litigation

In re A.L. v. Oakland Unified School District, et al
OAH N2009030672

09-1513 Conference With Legal Counsel - Existing Litigation

In re AF v. Oakland Unified School District, et al
OAH Case No. 2009020034

09-1515 Conference With Legal Counsel - Anticipated Litigation

Conference with Legal Counsel - Anticipated Litigation
Signification exposure to litigation pursuant to Government Code Section 54956.9(b): 1 case.

09-1517 Conference With Legal Counsel - Anticipated Litigation

Conference with Legal Counsel - Anticipated Litigation
Initiation or potential initiation of litigation pursuant to Government Code Section
54956.9(c): 1 case.

Public Employee Matter(s)

07-0497 Public Employee Discipline/Dismissal/Release

Public Employee Discipline/Dismissal/Release

09-1511 Public Employee Discipline/Dismissal/Release

Public Employee Discipline/Dismissal/Release

Pupil Matter(s)

Expulsion(s)

09-1444 Expulsion Appeal Hearing - Student K

Readmissions(s)

07-0094 Readmission Hearing - Student M

07-1414 Readmission Hearing - Student N

P. Recess To Closed Session

Q. Reconvene To Public Session

At 10:12 P.M. President Gallo reconvened the meeting to Public Session.

R. Second Roll Call

Roll Call: Present: Jody London, David Kakishiba, Jumoke Hodge, Christopher Dobbins, Alice Spearman, Gary Yee, Noel Gallo and Vincent Matthews
Absent: Cecilia Lopez and Shannon Chase

S. President's or State Administrator's Statement of Reportable Action Taken in Closed Session and the Vote of Members or State Administrator, If Any

President Gallo stated there are no reportable actions from Closed Session.

T. Adoption of the Pupil Discipline Consent Report

Expulsion(s)

09-1444 Expulsion Appeal Hearing - Student K

Readmission(s)

07-0094 Readmission Hearing - Student M

07-1414 Readmission Hearing - Student N

U. Introduction of New Matter



09-1581 Oasis High School - Petition and Proposed Charter (Renewal)

Presentaton of Oasis High School Petition and Proposed Charter (Renewal)

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

Received and Referred for Handling

V. Adjournment

President Noel Gallo adjourned the meeting at 10:14 P.M.

Prepared By: _____

Approved By: _____