

Oakland Unified School District

Board of Education
1000 Broadway, Suite 680
Oakland, CA 94607-4099
(510) 879-8199 Voice
(510) 879-2299 eFax
(510) 879-2300 eTTY/TDD
hoe@ousd.org E-Mail



ACCESSIBILITY OF AGENDA AND AGENDA MATERIALS

Agenda and agenda materials are accessible at <http://www.ousd.org> or from any computer terminal in the Offices of the Board of Education and Superintendent, 1000 Broadway, Suite 680, Oakland, CA 94607-4099

AMERICANS WITH DISABILITIES ACT COMPLIANCE AND LANGUAGE SERVICES

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

Meeting Minutes Long - Final

Monday, May 8, 2017

6:30 PM

**KDOL TV Studio, B-237, Met West High School Entrance, 314 East 10th Street,
Oakland, CA 94606-2291**

Measures A, B, and J Independent Citizens' School Facilities

Bond Oversight Committee

Andrea Dawson, Chairperson

Chanu Lee, Vice Chairperson

Saleem Shakir-Gilmore, Secretary

Members: Renee Swayne, Gerald Green,

Joyce Nilo, Shiree Teng, Brendan Havenar-Daughton, (Vacancy)

LEY CUMPLIMIENTO PARA AMERICANOS CON DISCAPACIDADES Y SERVICIO DE IDIOMAS

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

美國殘障人士法案條例遵守及語言服務

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

TUẦN HÀNH ĐẠO LUẬT NGƯỜI MỸ KHUYẾT TẬT VÀ DỊCH THUẬT

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

សេវាបកប្រែភាសា និងការអនុលោមតាមច្បាប់ជនជាតិអាមេរិកាំងពិការ

អ្នកណាដែលត្រូវការសេវាបកប្រែភាសាដោយផ្ទាល់មាត់ ឬជាលាយលក្ខណ៍អក្សរ ឬត្រូវការការជួយសម្រេចសម្រួលយ៉ាងសមរម្យ មួយ ដើម្បីចូលរួមក្នុងកិច្ចប្រជុំសាធារណៈ ត្រូវផ្តល់ដំណឹងទៅកាន់ទីការិយាល័យនៃក្រុមប្រឹក្សាអប់រំ ឱ្យបានចិតសិចពី (72) ម៉ោង មុនកិច្ចប្រជុំ តាមរយៈទូរស័ព្ទលេខ [\(510\) 879-8199](tel:(510)879-8199) ឬតាមរយៈអ៊ីមែល boe@ousd.org ឬទូរស័ព្ទ eTTY/TDD លេខ [\(510\) 879-2300](tel:(510)879-2300) ឬទូរសារលេខ [\(510\) 879-2299](tel:(510)879-2299)។

الامتثال لفانون الأمريكيين ذوي الإعاقات (ADA) وتوفير الخدمات اللغوية

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

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

A. Call to Order

Chairperson Andrea Dawson called the meeting to order at 6:36 P.M.

B. Roll Call

Present 7 - Member Renee Swayne
Member Brendan Havenar-Daughton
Member Shiree Teng
Member Gerald Green
Member Judith Mendez
Vice Chairperson Chanu Lee
Chairperson Andrea Dawson
Absent 2 - Member Joyce Nilo
Member Saleem Shakir-Gilmore

C. Speaker Request Cards/Modification(s) To Agenda

D. Unfinished Business



[16-0191](#)

**Discussion - Measures A, B, & J Independent Citizens' School
Facilities Bond Oversight Committee - Channels of Communication**

A discussion by Measures A, B, & J Independent Citizens' School Facilities Bond Oversight Committee of the development of channels of communication, including social media, with Oakland taxpayers that encourages transparency about the Committee's work.

Attachments: [16-0191 OUSD Facilities Department Website](#)
[16-0191 OUSD Measures A, B, & J Independent Citizen
Bond Oversight Committee \(CBOC\) Website](#)

Committee Member Havenar-Daughton talked about communication from the Committee being more robust sharing some ideas he has.

- *The potential for getting information to the public of the work of the bond fund and how it is received*
- *Making the information more accessible to the public*
- *The District's capacity to support the Committee*
- *A two-month timeline for a plan to move forward*

Cesar Monterosa talked about community outreach for certain projects. He said the Communications Team and the Facilities staff conduct weekly meetings.

Updates on the Facilities website include information regarding bond projects, deferred maintenance work, specific current project details, upcoming project bid timeline, award of bid, and scope of work. The Communications Department manages all other Facility matters.

Colbert said as quickly as the staff can get this request turned around, they will report back to the Committee.

There were no Public Comments.

Discussed



[17-0716](#)

Report - Measures A, B, & J Independent Citizens' School Facilities Bond Oversight Committee 2015/2016 Audit Report

Presentation to the Measures A, B, & J Independent Citizens' School
Facilities Bond Oversight Committee of the 2015/2016 Measures "B & J"
Financial and Performance Audit Report for the Fiscal Year Ending June
2016.

Attachments: [17-0716 Report - Measures "A, B, & J" Independent
Citizens' School Facilities Bond Oversight Committee
2015/2016 Audit Report](#)

*Chairperson Dawson talked about the Audit Report submitted to the
Committee was in "Draft" status. She said the District and the Committee
should receive the final Audit Report at the same time. She said the Audit
Report indicates there were no negative findings in terms of the funds spent
on the projects listed in the Audit report. Dawson noted because the
Committee received the Audit Report late, the Committee's Annual Report to
the Board of Education will be a late submission. Dawson said she did
review the figures in the "Draft" copy and final copy and reported there was no
change, the District is in compliance with its Measures B & J Bond Funds for
2015-2016.*

Committee Member Comments

*Committee Member Swayne asked when would the Committee receive the
final Audit Report?*

*Michael Ezah said presentation of the final Audit Report will be made at the
next Committee Meeting.*

*Committee Member Brendan Havenar-Daughton talked about transparency
and trust between the Board and Facilities Department.*

*Committee Members expressed their concerns regarding receiving the Audit
Report in draft, rather than the final copy.*

Yano's presentation to the Committee included:

- *Scope of the Audit*
- *Auditing Standards*
- *Audit Adjustments - None*
- *Internal Control Findings, none – this does not mean there are no
deficiencies in internal controls; Yano's said their responsibility is to evaluate
internal controls necessary to perform the Performance Audit.*
- *No compliance issues*
- *District issued \$180 million in new bonds*
- *99-99.5% of facility projects can be funded out of Measure B or J Funds*
- *April 2017 – US Attorney in San Francisco issued a criminal indictment
for several persons. Two of the individuals indicted are executives of one of
the major contractors of the District. Potential issues for the District:
Whether anyone will file an action to have the individuals suspended?*

If the contractor is placed on the Federal Exclusion List for suspension or debarment, the contractor is automatically considered to be on the State's Suspension List and the District must comply. Yano said he does not know if an action has been filed and he is unable to comment on the issue. Yano recommended the Committee monitor the situation. He said if anyone files a suspension action and the Federal Government does suspend the company, the District cannot sign a contract with that company for over \$25,000. Suspension is for one year, (Yano stated an indictment is adequate evidence for a suspension from Federal contracting); a conviction is adequate evidence for debarment, a much longer period. All persons indicted are innocent until proven guilty.

Committee Member Teng said the submission process should be included in the Annual Report. She said Yano Accounting should no longer be used by the District to Audit the Measures B & J Bond Funds.

Dawson said she was in agreement with Teng that when the Audit Report is submitted to the Committee, it should not be in "Draft".

Chairperson Dawson said she plans to write a letter to the Superintendent, Director Eng, President Harris and copy Vernon Hal regarding how the Audit Report was presented to the Committee this year.

Havenar-Daughton said he will write a letter to Director London as well.

There were no Public Comments.

Discussed



[17-0484](#)

**Measures A, B, & J Independent Citizens' School Facilities Bond
Oversight Committee - 2015/2016 Annual Report**

Discussion and possible approval by the Measures A, B, & J Independent Citizens' School Facilities Bond Oversight Committee of its 2015/2016 Annual Report.

Attachments: [17-0484 Measures A, B, & J Independent Citizens' School Facilities Bond Oversight Committee - 2015/2016 Annual Report](#)

Chairperson Dawson, Member Swayne, and Havenar-Daughton, members of the Ad-Hoc Committee for the Annual Report, provided feedback on the annual Report.

Havenar-Daughton talked about:

- *Making the report more user friendly*
- *Wordsmithing*
- *State the challenges of the Committee*
- *Layout and organization*
- *Project Highlights*

Member Teng

Progress Heading

- *The appointment of Joe Dominguez as Deputy Chief for Facilities*

Challenges Heading

- *The conflict of interest with SGI and Audit Report not received by the Committee when delivered to District*

Chairperson Dawson

Progress Heading

- *The information from Legal Counsel and the Audit Report states the District is in compliance. The Statement can be made provided "Draft" is removed from the Report that the auditors found no discrepancies.*

Challenges

- *The Board approved a revised Facility Master Plan with no Committee discussion. Funds were redirected to 1025 2nd Avenue project as opposed to other projects*
- *The 2015-2016 Audit Report was not received by the Committee when the District received it*
- *Committee Statement of Compliance - Provided by Facilities Department and District Legal Counsel*

Committee Member Additional Suggestions

Member Swayne

- *Select one picture for the cove page*
- *Ad-Hoc Committee create a draft report and bring back to the whole Committee for comment and changes*
- *Central Kitchen should not be on the cover*

Member Teng

- *Recommended not putting Glenview School on the cover page of the report.*

Dawson suggested sending the revisions to Committee Members. Dawson reminded Committee Members when they respond, they should not respond to all. Dawson also reminded Committee Members the Report needs to be completed by next month, some Members terms will expire June 10th.

Edgar Rakestraw, Board Executive Assistant, reminded Chairperson Dawson the Committee can hold special meetings, if necessary, to get the Report submitted by June.

There were no Public Comments.

Discussed

Enactment No: 17-1424

E. New Business



[17-0907](#)

Facility Site Visit - May 5, 2017

A report by Chair or other Member of the Measures ABJ Committee on the May 5, 2017 Facility Site Visit to Madison Park Upper Campus and McClymonds High School.

9:00 A.M.
Madison Park Upper Campus
Expansion Project
400 Capistrano Drive
Oakland, CA 94603

10:00 A.M.
McClymonds High School
Intensive Support Site
2607 Myrtle Street
Oakland, CA 94607

Attachments: [17-0907 Facility Site Visit - May 5, 2017](#)

Chairperson Dawson, Swayne and Havenar-Daughton (less than a quorum) attended the site visits.

*Chairperson Dawson
Madison Campus - kitchen project - Dawson reported staff were happy with the kitchen project.*

McClymonds High School project – staff complimented the new construction team.

*Havenar-Daughton
Great site visit – scope of upgrades, not very impressed with the cost benefit.*

*Swayne
Swayne talked about future project staff having a limited scope of specifications that benefits the District.*

There were no Public Comments.



[17-0977](#)

**Report - Measures A, B, and J - Budget to Actual Expenditures,
Cash Flow Projections Through March 31, 2017**

Presentation to the Measures A, B, and J Independent Citizens' School Facilities Bond Oversight Committee of the Measures A, B, and J Budget to Actual Expenditures, and Cash Flow Projections through March 31, 2017.

Attachments: [17-0977 Measures A, B, and J - Budget to Actual Expenditures, Cash Flow Projections Through March 31, 2017](#)

Michael Ezah made the presentation for Measures B & J on:

- *Proposed expenditures by project type and allocation*
- *Detail report by school site*
- *Ongoing projects*
- *Completed projects*
- *Changes to the budget*
- *Expenditures to date*
- *Status of current projects*

There were no Public Comments.

[17-1016](#)

Protocols for Measures ABJ Committee Communications With the Board of Education

Discussion and possible adoption of Measures ABJ Committee protocols for communications with the Board of Education.

Chairperson Dawson said this item was placed on the agenda regarding protocols with communicating with the Board of Education.

Havenar-Daughton said the Liaison should be present at all Committee Meetings. If that person has a conflict, there should be an alternate.

Edgar Rakestraw said the Board President appointed Board Members to be Liaisons to Committees. When that person is present, they can only speak as an individual, they can't speak on behalf of the Board on any of the issues the Committee may raise. He said the concern is important and he will speak to President Harris about the absence of the Liaison.

Dawson said Director Eng probably has a good reason for not being present today. Said she did remind Director Eng of the meeting today.

F. Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the Committee

[17-0978](#)

**Public Comments on All Non-Agenda Items Within the Subject
Matter Jurisdiction of the Measures A, B, and J Independent
Citizens' School Facilities Bond Oversight Committee - May 8,
2017**

Public Comments on All Non-Agenda Items Within the Subject Matter
Jurisdiction of the Measures A, B, and J Independent Citizens' School
Facilities Bond Oversight Committee - May 8, 2017.

G. Introduction of New Legislative Matter

H. Adjournment

Prepared By: _____

Approved By: _____