

# Oakland Unified School District

Board of Education  
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**DRAFT**

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## Minutes (Long)

**Wednesday, September 22, 2010**

**5:00 PM**

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

## Board of Education

***President Gary Yee, Ed.D.***

***Vice President Christopher Dobbins***

***Directors: Jody London, Jumoke Hinton Hodge, David Kakishiba, Noel Gallo, Alice Spearman***

***Student Directors: Nikita Mitchell and (Vacancy)***

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

## A. Call To Order

*President Gary Yee called the meeting to order at 5:07 P.M.*

## B. Roll Call

**Roll Call:** Present: Nikita Mitchell, Jody London, David Kakishiba, Noel Gallo, Alice Spearman and Gary Yee

Absent: Jumoke Hodge and Christopher Dobbins

## C. Pledge of Allegiance

*The Pledge of Allegiance was recited in unison by members of the audience in attendance.*

## D. President's Report

*[Before President Yee began his report, he said Superintendent Smith requested the Report of the Superintendent be moved up in the order on the agenda. Dr. Smith has guests in the audience who are only able to attend the meeting for a brief time. President Yee said if there were no objections, he would like for Dr. Smith to present the Superintendent's Report immediately after the President's Report. There were no objections from Board Members to President Yee's request.]*

*President Yee reported the major event for him since the last Board Meeting was a re-introduction of the Linked Learning Team, a grant the District received from the Irvine Foundation. The Linked Learning Network is a statewide initiative to reform high schools. These are schools that already have many of the components of Linked Learning which include Workplace Learning, Rigorous Curriculum, Internships, Externships and connections to College and Career. He said the District is looking forward to how this fits in with the Superintendent's initiatives to ensure that all students strive and graduate.*

*President Yee reported next week there will be a retreat with the Youth Ventures Joint Powers Authority. The Youth Ventures Joint Powers Authority was established years ago to be an inter-agency network of the City of Oakland, Alameda County, the District along with San Lorenzo Unified School District to improve the life circumstances of children beginning in the middle schools and other areas. He said now that the Board has local control, this is an opportunity for the District to have a meaningful role and a presence on this Joint Powers Authority.*

*President Yee reported he will be going on a short family vacation to Shanghai, China and to the World Expo next week. He said in his absence, he is requesting any Board leadership responsibilities be directed to Vice President Dobbins.*

*Public Comments*

*None.*

## **Roll Call (Secretary's Observation)**

*Jumoke Hodge present at 5:10 P.M.*

**Roll Call:** Present: Nikita Mitchell, Jody London, David Kakishiba, Jumoke Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Absent: Christopher Dobbins

## **E. Ceremonial and Special Presentation**

*None.*

## **F. Report of Student Board Members**



### **10-2356 Student Directors' Report - September 22, 2010**

Presentation of Student Directors' Report by Nikita Mitchell - September 22, 2010.

**Attachments:** [10-2356 - Student Directors' Report - September 22, 2010.pdf](#)  
[Document\(s\)](#)

*Student Director Nikita Mitchell gave the following report.*

#### *ACC Middle School*

*The ACC Middle School Student Leadership Retreat took place on September 21st, in Hunter Hall, from 9:00am to 2:00pm. The ACC Governing Board led the following workshops: ACC's Mission and Vision, Introduction to Leadership, and Democratic Representation via Issue Identification Projects.*

*Middle School delegates submitted the following Back to School Report.*

#### *ACC Middle Schools Announcement*

*The next ACC Middle School meeting will take place on October 19th from 9:00am to Noon, at the Family and Community Office.*

#### *ACC High Schools*

*The first ACC High School General Meeting and Orientation for Delegates took place on September 16th, at Hunter Hall, from 12:00 Noon to 3:00pm. Fifty two students attended from eight schools: Oakland Tech, Rudsdale, Oakland High, MetWest, Street Academy, Mandela, Life Academy, and Skyline. Student leaders from community based organizations also attended: Oakland Kids First, BayPEACE, AIWA, and EBAYC. Students gained knowledge and background on ACC structure, mission, vision, and campaigns. We were successful identifying this year's active delegates that will carry forward ACC campaign projects at their school sites. We also completed the process for nominations for ACC Treasurer and the 2nd Student Director. Elections for these positions will be held at our*

*next meeting.*

*Student Delegates submitted the following Back to School Report for their site:*

*Oakland High*

*Students are very happy with the repairs in the bathrooms, repainted lockers and doors, and overall aesthetic improvements in the cafeteria, theatre, and the floors. Students are looking forward to their Club Fair, Class Meetings, and Delegate Assembly.*

*Students want to address the following concerns that they believe are due to budget cuts: Less time allowed for student club activities, uncertainty of Cyber High access for all students, Cantonese language class being cut, classes being over packed, Advanced Placement Classes being filled and not accepting more students. There is a new rule with class schedules where students can only take 6 not 7 classes and music programs are being cut. Students who need to take more classes to graduate cannot take classes because there is no room. Student leaders plan to meet with School Site Councils to see if they can help address these concerns.*

*Skyline*

*Students are celebrating better teachers in their new academy structure, seminar period, their freshman house and sophomore academies. They are looking forward to Homecoming, Winter Ball, Blood Drive, Titanpalooza, and their Computer/Electronic Recycling Drive. Students have concerns with scheduling issues again this year, and with counselors not being available for all students to fix their schedules.*

*Students have concerns with how budget cuts are affecting their site with textbook shortages and less school activities.*

*MetWest*

*Students said they needed help with the following problems: Bathroom stalls not working, geometry books were stolen and how to get science and history classes. Students are wondering if the budget cuts are to blame for this issue. Students also want to work on getting a cafeteria or better food delivered for lunch.*

*Oakland Tech*

*Students are celebrating more Advanced Placement and Honors Classes, more student involvement and more diversity. Students are looking forward to Club Day and Homecoming. Students would like to work on improving bathrooms, lunch food and getting more lockers. Students also believe budget cuts are affecting them because they have over crowded classes, not enough books, less teachers (teachers who left have not been replaced) and have one less security guard. Students would like to work with ACC to build a website that allows students to communicate school site issues and be able to resolve them on-line or at least help us fix issues faster.*

*Our next All City Council High School Meeting will take place Oct. 21st at Oakland Tech, from 1:00pm to 3:00p.m.*

*Student Director Mitchell reported Raymen Justice, a District student passed away. Student Director Mitchell led the Board in a Moment of Silence in honor of Raymen Justice.*

*Board Member Comments*

*Director Spearman requested the Board Meeting be adjourned in the memory of Raymen Justice.*

*Director London said there was a theme in the Student Directors report that students were frustrated with the impact the budget cuts are having on them. Director London asked Student Director Mitchell if the students understand the budget cuts are a direct result of the State Budget Crisis?*

*Student Director Mitchell said All City Council is working to get that information to students. She said she did not think the students made the correlation between the State Budget Cuts and the District's Cuts.*

*Director London said eighty-percent (80%) of the District's General Fund Revenue comes from the State. She said the General Fund Revenue is the money the District can spend on whatever it wants to and we are now 86 days without a State Budget. She urged Student Director Mitchell to talk about this with All City Council and suggested they could write letters to the Governor. She said if her schedule permits, she would like to attend the All City Council Meeting next month and to talk about this more if the students are interested.*

*Director Spearman said she was interested in what Student Director Mitchell said about students being able to take classes and classes are not available. She said she was under the impression that all schools would have a full complement of A-G Courses and wanted to know why students were unable to take classes or classes were not available? She said that should not have anything to do with the budget cuts.*

*President Yee asked Student Director Mitchell for the specific schools.*

*Superintendent Smith said his recommendation to the Board is to place on the next Board Meeting Agenda High Schools Course Availability and Outcomes. He said he will be prepared to bring a full presentation to the next Board Meeting.*

*Student Director Mitchell said the two schools that expressed the concerns of fewer classes were Oakland High and Oakland Tech.*

*Public Comments*

*Oscar Wright said two years ago members of the All City Council found that all students were not receiving access to the same course offerings with the same curriculum content. He said All City Council developed a plan and submitted it to the Board and the Board unanimously approved the plan. The plan guaranteed that every child will receive access to the A-G Requirements. He said all the test results come out of the A-G Requirements.*

*Jim Modercai said he would address his remarks to Student Director Mitchell. He said Director London suggested and pointed towards Sacramento and said there were problems and the students need to understand the correlation between reductions with the State Budget and what's happening in the classroom. He said that is true. He said with the other hand they need to point it at the Board because it is responsible for what is happening.*

*Student Director Mitchell thanked Mr. Wright for his participation in the Pathway's*

Program and said although All City Council did pass the A-G Resolution, they have been doing a lot of work to push the Resolution into the right direction.

## G. Speaker Request Cards/Modification(s) To Agenda

After Item D, President's Report, the next item considered on the agenda was Item I, Report of the Superintendent of Schools. The Board next considered Items E, F, G, H, J, K, L, M, N, O, P, Q, R, S, T, U V, W and X in that order.

Director Spearman said she did not wish to pull anything but wanted to comment on the School Site Plan on the Agenda. She said the [Teaching and Learning] Committee is not doing a good job or maybe don't know what the requirements are for the Site Plan. She said she found some things that were wrong and staff worked to correct them. She said these items should have not been on the agenda. She said the law says the Site Plan has to be discussed and parents and community are to actively participate in the creation of the Site Plan.

## H. Public Comments On All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 45 Minutes

### 10-2357 Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 45 Minutes

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 45 Minutes - September 22, 2010

Jim Modercai said he was looking at a form called the Unaudited Actuals for 2009-2010. He said the form says the money spent on the classroom was not the minimum required by the State. He said the Board came up short by \$5.9 million dollars that it did not spend on the classroom. He said some of the money could have provided for the textbooks the students didn't have and possibly for one or more teacher(s) Student Director Mitchell reported on.

Carol Lee Tolbert, Oakland Resident and Former School Board Member, said over the years the Board has acknowledged that Civic Pride, a Non-Profit Organization for which she is the Executive Director, is a valuable experience for our young people in Oakland Public Schools. Mrs. Tolbert announced the 2010 "Knowledge is Power Youth Leadership Forum" on October 9th at the Waterfront Hotel in Jack London Square. She said Civic Pride is partnering with the District to present this forum. She said nine of the ten Oakland Mayoral Candidates will be there.

Wendell Tull, Minority Student Recruitment, said his organization works with over 800 colleges and universities around the country to help students make that connection. When students find a college or university they would like attend, the organization tries to make that connection for them. Any student in the District who comes through this organization will receive a scholarship that is funded by a non-profit and the organization will match dollar for dollar. They will be working closely with Deputy Superintendent Santos' Office

to connect with the high school principals and counselors around the District to let the students know having zero funds is not an excuse for not going to college.

Kim Shipp said she did not realize the Superintendent would announce the name of the Executive Director for African American Male Achievement tonight. She said while we look at the African American Male, she said she has often said that we need to understand what makes it work, it is a unit. Ms. Shipp brought some African American Males to the Board Meeting to briefly tell their personal story.

Jacob Shipp, Laurel Elementary Student, said he is five years old. Jacob said his Aunt [Ms. Shipp] makes him write things.

Deson Shipp, Student at Lakeview Elementary School, said his Aunt, Mom and Grandmom makes him do extra work.

Sheldon Shipp, Bret Harte Middle School Student, said he is in the 7th grade and his Aunt [Ms. Shipp] is the one who got him into music and now he is in Advanced Band playing the trumpet. He said whenever he goes to her house she make him learn the 50 states and capitols. He said if he learns all of them he will earn a bicycle.

Daniel Marshall, Mission High School Student, San Francisco, said when he moved to Oakland from Southern California this summer his Aunt [Ms. Shipp] enrolled him in the CAHSEE Prep Class at Castlemont High School. He said she is always telling him to follow in the footsteps of his Great Uncle, Thurgood Marshall.

Marcus Garrett, Skyline Student, said throughout his life his Mom, Kim Shipp, has made him do extra work at every possible moment. He said because of that he has been doing well in school. He said she always makes him play music and he is enrolled in the Young Musicians Program at UC Berkeley and he wants to attend one of the UC Universities because of the preparation from his Mom.

Cameron Shipp, Skyline Graduate Class of 2000, said his Aunt [Ms. Shipp] used to work in the Truancy Department and when she would catch him cutting class, she would pick him up and take him back to school which enabled him to graduate on time. He said he now works successfully and has three children that he takes care.

Ms. Shipp said she is happy that Chris Chatmon [Executive Director for African American Male Achievement] is going to be doing this work. She said the work will require more than a male's presence, it is a family unit. She said we have to look at the whole family. She said she does not claim she is the only person doing it. She said it is a family. She said in her family the sons go out together and they call each other up to make sure if one gets picked up, the other ones have to come also. She said she and her family are now looking at colleges together.

Oscar Wright said we have some systems in the District that we paid millions of dollars for that have never been used that works. He said we are on the verge of spending millions more for a new system. He said if we are not going to make the one that we have work and use it, he hopes the District will think about spending money on another system that may not be used.

*Ben Visnick, Teacher, said institutional racism exists in the District, but it is the resources, not the mindset of the teachers, who are collectively the most anti-racist group of professional, he has ever met in Oakland. He said the number of counselors needs to be doubled in the District and more counselors of color. He said the number of African American Teachers in the District is dropping every year.*

*Betty Olson Jones, OEA President, said she accompanied staff from CTA and OEA on an all day tour of about a 15 District's CDCs. She said they wanted to see for themselves some of the changes due to the budget cuts and due to shuffling staff around. She said at Melrose there is no bathroom for 40 pre-school children. At another school she said when the teacher leaves, the Instructional Assistant with the permit, takes care of the children. Some teachers had been moved three times. She said when changes like this have to be made because of budget cuts, bring the people together who are most affected.*

*Director Spearman said she wanted to acknowledge the Shipp-Garrett Family. She said she has known them for a long time. She said one of the underlying things Ms. Shipp-Garrett was talking about is not only do we value what we are doing with African American Males, we also have to do a better job at outreaching to families, making families welcomed in our schools and helping them value education again. She said Ms. Shipp did not acknowledge her daughter who is a third year student at Cal State, East Bay who went to school in the District. Director Spearman said Ms. Shipp-Garrett son was in a private school and begged his mother to let him return to the District so that he would graduate from the high school he started out in.*

## **I. Report of the Superintendent of Schools**

*Dr. Smith reported Oakland Unified School District is the Most Improved Large Urban School District in the State of California. He said this is another incredible achievement for the District, six years in a row. He said as a district and a community, we have continued to serve children increasingly well and the leadership inside schools and around community to serve children have only gotten better.*

*The District doubled the average State growth this year. He reported a gain of 26 points as an organization. The District's Academic Performance Index (API) is now at 719. The District started in the 500's years ago, reached the 600's, and now has cracked the 700 mark and moving up in the County. He said it is only about being at grade level and a narrow measure, but it demonstrates ongoing success. He reported Bridges at Melrose, New Highland Elementary School and Horace Mann Elementary School came out of Program Improvement Year Five, among the lowest and the hardest to get out of. He said this demonstrates commitment and hard work over time. He said that is an extraordinary achievement and accomplishment of staff and community to come together to figure out how to do things differently. He said the District also has three schools that are called Title I Schools where most of the students have high needs economically, other things they are dealing with and their primary language is not English. He said three of those schools are now in the 900's on the API. Those schools are: Peralta Elementary, Lincoln Elementary and Cleveland Elementary. The API Scores range between 200 to 1000 and these schools are now among the highest performing school in the State of California with students who have intense needs. He said Lincoln was just designated a "National Blue Ribbon School" among just 400 schools in the country.*



*He said the District is doing amazing work, doing incredible things inside of schools, building remarkable partnerships and we have a lot of work to do. We have been building a constituency that's about kids and we have been talking about ways to work together. The Board passed a new Framework for engaging community and creating Full Service Community Schools. He said we have among the highest scoring White Students in the state of California. The District's API Score for White Students is 915 and the API Score for African American Students is 645. He said as a group, African American Students are the lowest scoring. He said we have to figure out how to meet the needs of our African American Students because as we talk about all the needs of children of color and all the students in Oakland, we are still not where we need to be and the group that is most in distress are African American Males. He said currently 80% of the children in the Juvenile Justice System in Alameda County come from Oakland and 80% of those students are African American, almost exclusively male. We as an organization are pushing children out of our schools and into the Justice System and we have to interrupt that. He said this Board approved in June a plan and a direction that framed a position that will be an Executive Director level role inside the organization to take primary responsibility for coordinating the efforts to interrupt the Institutional Oppression and Racism that is in effect in the City of Oakland. The Board said the District would have a position that would help lead to interrupt those patterns, eliminate 4th grade discrepancy and disparity in literacy, reduce suspensions, engage and double the graduation rate in four years for African American Children and in four years' time we will cut in half the incarceration rate for African American Males in the City of Oakland. He said the District has been blessed that other foundations and other people wanted to see this happen. He said we have been doing some fundraising hitting the \$500,000 mark. The money is at the East Bay Community Foundation and we have a partner organization, the Urban Strategies Council. The Urban Strategies Council said they will hire a full time person and give the person on loan to the District to direct this work because enough is enough, the time is now, and we are the people that are going to change these outcomes. He said we can do this as a City and the District is going to be in a place where we have somebody taking responsibility to name it, to work on it and to change outcomes. Dr. Smith introduced Chris Chatmon, Executive Director for African American Male Achievement, who starts work on Friday. Dr. Smith said every African American Male Kindergarten Student will get a mentor and every ninth grade African American Student will have their schedules evaluated to see if they are on track with Credit Recovery. He said Mr. Chatmon will call and convene meetings with Task Forces getting men, women, families and communities involved in the care and feeding of our children, African American Males and he will partner with other organizations such as the Unity Council to work on issues of supporting Latino Males. Dr. Smith asked Mr. Chatmon to come to the podium and speak.*

*Chris Chatmon said he wanted to thank the leadership of the District for having the audacity to put forward a Framework to deal with the crisis of African American Boys in the City. He said many urban areas throughout the nation are struggling with the issues of uplifting, engaging and empowering Black Males. He said we now have a Framework and a Pathway to align with people who have been doing the work for years; to align with people who are doing the work in isolation but to unequivocally align resources, people and programs in a way where there is an unapologetic intentional effort to uplift, engage and empower Black Males. Mr. Chatmon said he is the father of three sons, all enrolled in Oakland Public Schools. He said he is a servant leader and a teacher by training. Mr. Chatmon said he has also been a principal at an alternative high school that worked with*

students who were incarcerated in the Juvenile Justice System and chronically truant. He said he led a Youth Development Agency in Oakland for 12 years. He said it is a pleasure and privilege to serve the District and he looks forward to talking with the youth, his peers and his elders as we change the trajectory of Black Youth in the City of Oakland.

Director Spearman said Mr. Chatmon has been very brief about the things he has done in the community. She said she has known Mr. Chatmon for some time and said it is an honor and privilege to have him work for the District. She said Mr. Chatmon also worked at the YMCA for many years where he worked with a lot of our youth, especially from the Fremont High School and Castlemont High School areas. Director Spearman requested Mr. Chatmon introduce his wife.

Mr. Chatmon said his wife is the Executive Director of the National Equity Project formerly known as BayCES. He said he and his wife are practicing parents who put forward a framework for their boys to actualize their purpose and they are committed to the work. Mr. Chatmon said Mrs. Chatmon is picking up their son in West Oakland and she trying get here, he said she is here is spirit. Mr. Chatmon thanked those who came out to show their support.

Director Spearman asked for names of some of the people that he is working with.

Mr. Chatmon said through his civic work with the Fraternal Organization of 100 Black Men of the Bay Area, they have been providing the "Man Up Series". This series of workshops brings together Black Men who have experienced success at many different levels allowing them to be in relationship with young boys, particularly middle school African American Males and high school African American Males. He said there was a conference in July with about 150 boys and 100 men where they watched the film "Daddy Hunger" and talked about the impact of fathers not being engaged with their sons as well as men discussing the impact of not having a father in their life. He said what was humbling about the experience was the number of boys who were carrying around the pain and frustration of not having access to a positive Black Man or a Father. He said the connection to their carrying that anger to school and being suspended, they were humbled by 80% of the boys that participated in the first conference were getting suspended. He said they attributed that to their frustrations by not having positive Black Men they could talk to. He said there was another follow-up at Frick Middle School two weeks ago where the focus of that day was "Bringing Your A Game". Through the 100 Black Men there is the Black History Competition. He said three students from Oakland participated in the National Black History Competition in Hollywood, Florida.

Another initiative called "Young Gifted and Black" exposes children to extraordinary poets and orators that get students to the point where they go to other schools and share the gift of Oration, Spoken Word and Poetry. He said what he has seen nationally, the expectations of Black Children nationwide are too low. He said we must elevate that as parents, people and concerned citizens. As teachers and principals we must raise that expectation. When you have that expectation and provide the necessary supports, you will be humbled by the degree of which our children will attain.

He reported that through the 100 Black Men Organization and a host of other partnerships, on June 11, 2011, at West Oakland Middle School, there will be a day of literacy where Black Men will read to Black Boys and Black Children. Families will come together and

have people read and talk about the importance of reading and sharing books. It will also be a day about healthy eating.

#### *Board Member Comments*

*Director Gallo congratulated the students and teachers at the schools that met their API Benchmarks. He requested the Superintendent place this item on the agenda for the next Board Meeting because over half of the schools are under Program Improvement and he would like to address that more specifically, the underserved communities and the charter schools. He said he would like to know specifically what is the District going to do that will make a difference this year so when the scores come in next year, we would have improved the progress throughout the District.*

*Director Hodge said she sends her warm regards to Mr. Chatmon and to his family. She said for him to use all the community resources around him to support him and to take care of himself in the process. She said Mr. Wright always reminds the Board there are some wrongs the Board has to right and there are some harms we have to repair within the District. She said often people don't want to name what it is that has been so terribly wrong. She said Institutionalized Racism has been a structural system that has been able over years, generations and family after family to suppress and oppress people in a way that has not allowed them to flourish and to be the best human beings they can be. She said it is a right of theirs to be in this country and to be able to flourish. She said she appreciates the Superintendent for being able to name it, to be able to call it and he has spoken to his ability as a White Man to be able to call it and speak to it in ways that many of us have not had the privilege or opportunity to see some change happen with it. She said she was told a year ago whenever she would raise the issue of Institutionalized Racism she should not do that for fear of some kind of retribution coming back on her. She said with 3rd grade reading levels where they are in the West Oakland School, the pain and suffering already exist. She said for her, to be able to name something and potentially have people come around that issue and begin to create some change was well worth it for her to step out and say something that did not feel comfortable for other people. She said this is a big day and a big opportunity for the District. She said she is appreciative of Mr. Chatmon's work and that he will have conversations across the line around Black and Brown achievement in the city.*

#### *Public Comments*

*Oscar Wright, Oakland Resident, said he knows what Dr. Smith is going through when he stands and declares the truth that this system by design has successfully educated White Students, many of the Asian Students and failed by design, to miseducate the poor, especially the Black Boys. He said Dr. Smith is doing something to correct the situation he calls this Wicked Crime Against Society. He said God does not operate through polls and does not need an army. He said when you try to do the things that are right, he will be with you and won't let you fail.*

*Kim Shipp, Oakland Resident, said she was unaware the Superintendent was going to announce the name the Executive Director African American Male Achievement tonight. Ms. Shipp said she has some African American Males with her tonight that have completed Speaker Cards who would like to speak under Public Comments on Non Agenda Items.*

*Ronald Mohammed, Oakland Resident, said he appreciates the nomination of Mr. Chatmon as the Executive Director African American Male Achievement and knows Mr. Chatmon*

*has been in the community working. Mr. Mohammed invited everyone to the re-naming of McClymonds High School. He said the "Mac is Back Weekend" will be held at DeFremery Park starting on Friday with a collaboration with the neighbors presenting McClymonds' new Principal, Kevin Taylor and opening the new football field in the name of Bill Belford. Each McClymonds Freshman student will receive an Apple iPod.*

## **J. Report of Regular Board Members**

*District 5 - Noel Gallo*

*Director Gallo said he has some youngsters in the audience from ASCEND School who are smart, courageous, hardworking and disciplined who can tell you everything about DNA, Genetics and Science within the planet. Director Gallo called Galle, Adrian and Ms. McCurry, their teacher, to join him at the Dais. He said one of the things that makes a great teacher is they teach from the heart and not from the book. He said he wanted to publicly thank and commend Ms. McCurry for the excellence in our student body, specifically at ASCEND School. He called the Principal, Larissa Adams, to come to the Dais to be recognized. He said it is not about how much money you make or what family you come from but a commitment, a commitment from the teaching level, the leadership level and from the student body and that is what will turn the District around. He said he had a Grandmother who was always praying for him, a teacher who always cared for him, a neighbor who was always friendly to him and took him on field trips. Director Gallo said on behalf of his family, he would like to donate the monthly check he receives from the District as a School Board Director to the Science Program at ASCEND School and to recognize Ms. McCurry for her outstanding leadership and teaching skills. Director Gallo asked the Principal to have the last word.*

*Ms. Adams thanked Director Gallo and said the incredible donation would support ASCEND's Science Program. Ms. Adams asked the students to speak.*

*Adrian said he is an eighth grade student at ASCEND School and he really enjoys Genetics because it can be a great career to go into because you may be able to stop diseases and know a lot more about them.*

*Galle said in Ms. McCurry's class students don't normally do things from the textbook, but they do hands on work. She said last year the students worked on pedigrees, squares and her favorite subject is pedigrees because they got to do a lot of art from it.*

*Director Gallo said language is not your number one barrier for success, it is having access to information that makes you successful. He said regardless of what language(s) a person speaks and how you speak it, if you have the information you will be successful.*

*District 2 - David Kakishiba  
No report.*

*District 1 - Jody London*

*Director London said she has been making the rounds of the first PTA Meetings of the year in District 1 at Hillcrest Elementary School, Emerson Elementary School Parent Teacher Organization and Chabot Elementary School.*

Director London reminded the community that everyone is invited to Chabot Elementary School on Friday, September 24th at 4:00 P.M. when the new building will be dedicated. Director London thanked the voters of Oakland for their generosity with Measure "B" and Timothy White and his staff for leading an amazing new building effort. She said this building is the first building in the District, of many to follow, that is a "Green Certified Building" under the standards established by the Collaborative for High Performance Schools.

#### *Piedmont Avenue Elementary*

Director London commended the school for the incredible success on their API Score of 795. On Tuesday, September 28th Director London will hold a Town Hall Meeting at Piedmont Avenue Elementary and the Superintendent will talk about the District's Strategic Plan. She said when she tells people about the Strategic Plan they are very excited to hear about the position of Executive Director for African American Male Achievement and the fact the District is very focused.

#### *Technical High School*

The school has mixed blessings this year by having 200 students more than the school anticipated. The school is scrambling to hire more teachers and need more student lockers. Director London said she has been in conversation with Timothy White, Assistant Superintendent for Facilities Planning about how to find lockers for Tech because students are having to carry their textbooks around with them all day.

Director London, reported she, was invited in her role as the Chair of the Intergovernmental Relations Committee to attend a briefing on Monday with Assemblymember Nancy Skinner about the status of the State Budget. She said Assemblymember Skinner, who is a member of the Budget Conference Committee, is frustrated with the lack of progress. She said Assemblymember Skinner thinks putting pressure on the Governor will help.

Director London said she has heard concerns from her High School Principals about AC Transit and the access of students to get the new Clipper Cards. She said when AC Transit adopted its new policy, it also had a policy that if the student is in high school but has turned age 19, the student can no longer receive a discount. She said for many of our students this is a huge barrier. She said this issue will be taken up at the Intergovernmental Relations Committee in October when the committee meets. She said she welcomes Board Members input in advance of the October 6th meeting. She said if the issue is not resolved through the staff level, we will engage at a higher level.

Director London said she is excited about what is happening at McClymonds High School and the return of the alumni group.

#### *District 7 - Alice Spearman*

##### *Grass Valley Elementary School*

Director Spearman said last evening she attended the Grass Valley Elementary School PTA Meeting and the meeting was enjoyable and there were good conversations about what is going on in the District. The PTA would like the Board to know they are teaming with the Oakland Raiders Organization selling home game tickets for \$45. For every \$45 ticket

*sold, the Grass Valley Dad's Club will receive \$20 from the Oakland Raiders Organization. There will also be a Grass Valley PTA Day with the Oakland Raiders on November 7th. Members of the public wishing to purchase a ticket should contact Grass Valley Principal, Ms. Jackson at 879-1220 or Careem Nunley at (510) 593-0449.*

*Director Spearman reported she will be a dignitary at the Oakland Black Cowboys Association 36th Annual Parade and Festival on October 2nd. The parade will be from 10:00 a.m. to 12:00 Noon and the activities will take place all day long at DeFremery Park.*

*Director Spearman said she would like to thank everyone who attended the Funeral Services for Mrs. Carla Moore, wife of Michael Moore, on Tuesday evening. She the service was very inspiring and uplifting.*

*Director Spearman announced to the Castlemont Community that the Castleers are alive and well and will start practicing tomorrow.*

#### *District 4 - President Gary Yee*

##### *Montera Middle School*

*President Yee said in terms of the opening of school, Montera Middle School was undergoing a major modernization project this summer and the project was not quite finished as we would have liked. There are some things left to be done. President Yee said he wanted to commend the Montera Community for adjusting and adapting. He said there was a report at their last PTA Meeting that a major problem was the asbestos abatement and that issue has been taken care of. The PTA wanted President Yee to thank Timothy White for his direct active involvement. The school broke through 800 on the API and he wants to congratulate the Montera Community for that achievement.*

##### *Media Academy*

*President Yee reported that Media Academy had a break-in a couple of weeks ago. The Buildings & Grounds Department responded very quickly and completed the repair work. He said that reminded him how challenging it is when the community takes advantage of the publicness of our public schools. He said Montera has had some vandalism and theft in the past, but not as persistently and chronically as schools like the Fremont Federation of High School.*

##### *Fruitvale Elementary School*

*Fruitvale Elementary School formed an active Parent Teacher Committee (PTC) this year; that he wanted to commend Ms. Wilkinson for her commitment to take on the leadership and getting the committee started.*

*President Yee said Oakland Public Schools was the Most Improved Urban School District in the State of California. He said he wondered how that translated for District 4 schools. He said District 4 gained in the Aggregate about 75 points overall, per school, over the six years. He said it ranges from one school that increased by 18 API Points, but that school was already at 940 API Points and increased to 960, Thornhill Elementary School. He said the school he really wanted to highlight is Horace Mann Elementary which gained consistently over time, 216 API Points over the six years.*

*District 3 - Jumoke Hodge*

*Director Hodge said in District 3 there are declining enrollment issues. She said to Dr. Smith and Deputy Superintendent Santos this is a good time to think about how we can have those conversations with Principals and how we are having those conversations with parents. She said we know what the implications mean in terms of consolidation of staff, possible loss of safety on campuses, etc. She said she is concerned about this and how things will be ultimately communicated.*

*Director Hodge reported the McClymonds Football Team has been winning games up and down the State. Director Hodge thanked the Facilities Department and the Building & Grounds Department for the new football field and gym at McClymonds. She said the students are very happy.*

*President Yee said he is interested in the enrollment shift, especially in the high schools. He said it seems like the Options Process is creating a bubble at some schools and a loss at other schools and his concern is those are the same students. If students are moving, how do we manage that and do a responsible job of enrollment management. He said the fact that Oakland Tech is adding teacher's means that some schools are losing teachers. President Yee said it is part of the Superintendent's Strategic Work Plan to review the Options Process.*

*Public Comments*

*None.*

**K. Unfinished Business**

*None.*

**L. New Business****Finance and Human Resources Committee - Report - September 13, 2010****David Kakishiba, Chair****Financial Management****[10-2242](#)****Lease Lease Back Agreements - Chabot Space and Science Center Facility - District and Chabot Space and Science Center JPA**

Approval by the Board of Education of Resolution No. 1011-0034 - Approving Chabot JPA Lease Lease Back Agreements between District and Chabot Space and Science Center Joint Powers Authority (CSSCJPA), pursuant to terms and conditions stated therein, wherein District as holder of the Chabot Space and Science Center Facilities as collateral for outstanding balance including transaction costs (currently \$8,327,680.60 of \$10,265,00) on District loan made to CSSCJPA July 1, 1999, hereby leases said Facilities back to CSSCJPA, for the term commencing retroactively October 1, 2009 through September 30, 2049 (40 years), in exchange for payments to District as enumerated in said Lease Agreement or lesser time if outstanding District loan balance is paid in full by CSSCJPA or the loan agreement otherwise terminates pursuant to the terms and conditions of the lease lease back documents, whichever occurs first.

**Funding Source: Chabot Space and Science Center JPA**

**Attachments:** [Document\(s\)](#)  
[10-2242 - Lease Lease Back Agreements - Chabot Space and Science Center Facility - District and Chabot Space and Science Center JPA.pdf](#)

*Director Kakishiba said this item is for approval by the Board for the lease, lease back agreement between the District and Chabot Space and Science Center Joint Powers Authority. He said the item passed favorably with a 2-1 vote at the Finance and Human Resources Committee.*

*Staff Member Comments*

*General Counsel Minor said Deputy Superintendent Hal has someone who can provide an overview, update for the Board on this transaction because of the various complexities that have come to the Board over time including the fact the Board has approved a Binding Term Agreement. She said she thought after the discussion in the Finance and Human Resources Committee it made sense to have a short overview.*

*Deputy Superintendent Vernon Hal asked Ruth Alahyoian from KNN, the District's financial advisors, who works on all bond measures and financial issues for the District, to give the overview.*

*Ms. Alahyoian said in 1999 the District worked an arrangement with Chabot Space and Science Center to loan it \$10 million dollars. She said to be able to do that, the District did financing and that worked fine for many years. The District had access to low interest rates but in 2008 things changed and interest rates shot up. The District was able to pay off its portion of the financing, but the portion that belonged to Chabot Space and Science Center remained at \$8.1 million. In 2009 the District was able to figure out a way to use existing funds that were restricted for Capital Projects to pay off the portion that belonged to Chabot and in return come up with a new arrangement with Chabot so that Chabot would now be able to change the loan from what it was that was dependent of the prior financing to a lease. In June 2010 the Board approved a Binding Term Letter that set out the arrangements of the lease that was replacing the old loan. The key parts are: Now it is a lease, Chabot is leasing their facility to the District and the District is leasing the facility back to Chabot in exchange for \$450,000 annually to the District. The term of the lease is 40 years and the \$450,000 payments will pay down the \$8.3 million now owed by Chabot because of interest that has accrued over the years. In addition to the \$450,000 annual payments, Chabot will make in-kind payments for District students allowing the use of the facilities. Those in-kind payments will be applied against the total amount while Chabot is still making the \$450,000 annual payments.*



*Dr. Smith said this is a very complex issue and the District was not in very good shape. He said Ms. Alahydoian helped the District see different pathway's to take care of the District and he appreciates that the Board approved that. He said he appreciates her help.*

*Board Member Comments*

*Director Gallo said he is interested in the terms and conditions. He asked what happens if Chabot cannot make their \$450,000 annual payments on schedule as planned?*

*Mr. Alahydoian said Chabot will be in default of their lease obligation and the District has the collateral of the facility to take it back.*

*General Counsel Minor said the District still holds the facility as collateral in the event of default. She said if there is a default, the District can step in and take over the facility, which is the same right the District had with the old loan.*

*Director Gallo said the \$10 million was District money. He said the District went out on a limb to lend money to a group that is outside of the District. He asked, since they couldn't make the payments why didn't the District just take over the property and have that become District property? He said the District loaned Chabot \$10 million, they made monthly payments and all of a sudden they can't make the payments. The District structures a deal where the District leases the property back to Chabot and Chabot leases the property back to the District. He said that is the part he is trying to understand. On the business side he asked, why is the District doing that?*

*Deputy Superintendent Hal said from the District's vantage point, Chabot is a partner of the District. It was in both parties' best interests to continue to work with Chabot because our students still use the facility and the District is not in the business of running the facility solely. He said what the District tried to do was work out a deal that was mutually agreeable and beneficial to both parties. He said the issue there was when the interest rates got so high, Chabot's annual payments ballooned to be almost \$1 million a year and that was unsustainable for Chabot. What the District tried to do was to arrange a situation where Chabot can continue to pay an amount that both parties can mutually agree upon and the District came up with about \$450,000 a year. Chabot continues to operate and continues to pay the loan down. This is an arrangement that can work for both Chabot and the District. He said Chabot still has the ability to do some fundraising, pay off this amount and give the District all the money due up front. He said Chabot is a partner of the District in the JPA and we did not want to have the facility shut down because it is beneficial to the students of Oakland.*

*Dr. Smith said in terms of business, as the District was running the different scenarios, the speculation the agreement was entered into initially, was not a very good business deal. He said what the District has been able to establish is a fixed revenue stream where we know we are going to get that money. Chabot now has revenue they have allocated to make those payments and they have a business plan to pay it. He said what we are able to do is to deepen the education partnership. He said the District has a long term plan and partnership with Chabot and the District maintained the collateral. The District looked at all ways to maintain the District's protection and increase the revenue stream. He said from his perspective, it is the height of good business executed.*

*Director Gallo asked if there is another partner besides the District?*

*Ms. Alahyoian said the JPA partners are the District, the City of Oakland and the East Bay Regional Park District.*

*Director Gallo asked how much has the City of Oakland invested?*

*General Counsel Minor said the City of Oakland still owns the Ground Lease and the facility sits on land owned by the City of Oakland.*

*Director Gallo said the investment the City has made is the land. He asked what was East Bay Regional Park's investment?*

*Ms. Alahyoian said she believes the land is within the Park District.*

*Director Gallo asked if East Bay Regional Park's only commitment is the parking property?*

*Ms. Alahyoian said "Yes" to the extent of actual commitments.*

*Director Gallo said the partner that made a financial commitment is the District in the amount of \$10 million. He said Chabot Space and Science Center is a great facility and a landmark for the City of Oakland. He said he has another question. He said since the District's investment was originally to benefit the students of Oakland and Ms. Alahyoian said there is a reduced fee for our students to attend and participate in activities at Chabot, he asked, "Why wasn't admission for District students at no cost to the District?"*

*Ms. Alahyoian said it is no cost to the District.*

*Deputy Superintendent Hal said before the deal, Chabot was offering half price fee for Oakland students. With this deal, the amount was reduced to zero with the other half they were charging to go to zero being accrued to in-kind contribution and it comes off the back end of the \$8 million.*

*Director Gallo asked the Superintendent if the District is taking full advantage of our students going to the Chabot?*

*Dr. Smith said "Not yet". He said it is about the curricular connections and understanding it as a resource. He said we are beginning those conversations and there is Teacher Professional Development that has happened and they do some very good work, but it is not at the level it needs to be.*

*Director Gallo asked if Chabot cannot pay, then the District picks up the complete title?*

*Deputy Superintendent Hal said the assets, the lease hold improvements.*

*Director Gallo said "Alright."*

*Director Spearman said when the District entered into this agreement she remembers the*

person who was President of the JPA, Jean Quan, who is running for Mayor of the City of Oakland, made [Director Spearman said she believes] an illegal transaction. Director Spearman said she sits on the JPA and knows what kind of money they have, what kind of fund raising they are doing and what kind of marketing they are doing. She said she doesn't see any reason the District had to cut a deal for Chabot to pay back the money. She said if people remember, Chabot refused to make the loan payments and put the District in the position financially, that the District cannot afford this. She said she voted against this in committee. She said she doesn't know what the Board wants to do, but she fundamentally thinks this was an illegal deal and the way the District was put into negotiations on this loan was "Downright nasty". She said Chabot had the money to pay and it did not want to pay. She said she is still on the JPA and thinks the District should have taken over Chabot. She said you either pay or go about your business. She said she doesn't like this. She said putting our students in jeopardy, because even though they are saying out students can use the facility for free, our schools have to get them there and they don't have the money to pay for the buses to go there. She said to take them there, like going to the zoo, for one time, they are not going to have the benefits of the program, but the children in Mt. Diablo School District, San Ramon and Dublin get the benefit of the program and the District is still begging them to pay the loan back. She said she just disagrees and she will vote "No" on the matter.

Director Kakishiba said he would encourage his colleagues to vote "Yes" for this. He said he believes what has happened is the District has taken a bad situation and turned it into a more favorable set of conditions for the District. He said he shares the basic sentiment of Director Spearman. In 1999 a deal was made, this is a cautionary tale for the District as we are entering into formal Intergovernmental Partnerships We have to be absolutely clear about what our institutional self-interest are to a partnership and get a balance as to what are the benefits the District brings the institution versus what the risks are. He said at a time when the District was at its height in enrollment and overcrowding along the International Boulevard Corridor, in his opinion, it had no business entering into a real estate deal when the District needed to build more schools and more classrooms in our own school sites. He said he believes the collapse of international capitalism also contributed because the interest rates went so far up it spurred an incentive to try and figure out something. He said he thinks staff has come up with a pretty good game plan that puts the District in a more favorable position.

Director Hodge said she recalls this from a while back too. She said she wants to support staff's diligence around getting the deal to the place where it has some mutual benefits for the District.

President Yee said there are two fundamental issues for him. If the District allows Chabot Space to default, the District will have to take over the programs or maintain a vacant building, asking Mr. Hal if that was correct?

Deputy Superintendent Hal said another option would be to sell the assets to pay off the loan.

President Yee said the District would have to find someone to buy since it is only the building and not the land.

Deputy Superintendent Hal said "Yes" And only the improvements such as the telescope.

President Yee said he had great concern about the instructional program and whether the efforts to make field trips and the educational opportunities more of a global benefit to the District. He said when Deputy Superintendent Hal stepped off as the JPA Representative, he appointed Caleb Chung to replace him. He said the number one issue remains getting the students to Chabot and that Mr. Chung is working with Chabot to figure out some ways of mitigating the cost and there are some standards in terms of the District's usability. He said it also requires the schools to make a commitment to invest in the science education there. He said the District cannot afford to pay the cost of the buses to get the students to Chabot. The cost of the buses somehow has to be incorporated and absorbed by the schools as part of the school decision making. President Yee asked Deputy Superintendent Santos if that was how she saw it?

Deputy Superintendent Santos said it requires the schools investing in the science and making it as an integral part of the curriculum and then prioritizing that.

Director Spearman said part of the negotiations could have been that Chabot provided transportation. She said they talked about buying buses and they had the opportunity to get a least two. She said the District could have gotten more from Chabot they just didn't want to pay their bill. The District in turn went around and paid the loan and now we are begging them to give us our money back.

#### Public Comments

Betty Olson Jones said it is great that admission to District students will be free although not free to the District. She said it is not free to the District. She said her concern is the bus. She said she wonders if Brian Rodgers, since they have the Dryers' Bus would be willing to make that a dedicated bus that goes to Chabot. She said she always found Chabot Space and Science Center an excellent program. She said let's make sure District students get to use the facility.

**A motion was made by Jumoke Hinton Hodge, seconded by David Kakishiba, 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, Jumoke Hinton Hodge, Noel Gallo and Gary Yee  
Nay: 1 - Alice Spearman  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

### Roll Call (Secretary's Observation)

*Nakita Mitchell absent at 7:10 P.M.*

**Roll Call:** Present: Jody London, David Kakishiba, Jumoke Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Absent: Nikita Mitchell and Christopher Dobbins

## M. Public Hearing(s)

### Facilities Committee - Report - September 14, 2010 - Noel Gallo, Chair

#### Facilities Management



#### 10-2150 Notice of Public Meeting/Hearing and Intent to Adopt a Mitigated Negative Declaration for the Downtown Educational Complex Project, Et Seq.

Public Hearing and Approval by the Board of Education of Resolution No. 1011-0022 - Adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan for and Approving the Downtown Educational Complex Project.

**Attachments:** [Document\(s\)](#)  
[Notice of Public Meeting/Hearing and Intent to Adopt a Mitigated Negative Declaration for the Downtown Educational Complex Project.pdf](#)

*President Yee opened the Public Hearing at 7:12 P.M.*

*Director Gallo, Chair of the Facilities Committee introduced the item to the Board.*

*Timothy White, Assistant Superintendent for Facilities Planning, said the item is a Notice of Public Meeting and Notice of Intent to Adopt a Mitigated Declaration for the Downtown Educational Complex which is being built across the street. The project description of the proposed project involves construction of a new educational facilities complex, which includes La Escuelita Elementary School, a two story building that will accommodate 360 K-5 students with administrative, classroom buildings along with a separate Kindergarten Wing and Kindergarten play area. A Great Room that will provide facilities for a cafeteria, gymnasium, multi-purpose space with a stage shared by all schools, a health care clinic, KDOL Television Studios, Met West High School Building accommodating 180 high school students in a two story complex and a new Child Development Center that will accommodate 168 students in seven classrooms with an outdoor play area. The project will be conducted and constructed in several different phases including the current phase, demolition and removal of all existing buildings, foundations and underground soils, hazardous materials clean up, excavations, compacting of field grading and other geotechnical work; construction of new facilities and the construction of a new 102 space parking lot and additional site work off of 11th Street. He said with this Public Hearing the District has prepared a draft for the project just described. The hearing today is to consider the adoption of the Mitigating Negative Declaration. Mr. White said in attendance is a PCM Staff Person who helped the District prepare the Negative Mitigated Declaration and asked if there were any comments from the public.*

*Mr. White said one of the questions behind him is from Mr. Visnick asking, What is a Mitigated Negative Declaration?"*

*Mr. White said a Mitigated Negative Declaration is a technical term. He said initially the District certified the project as a Negative Declaration meaning the project had no negligible impact on the environment being the property was a school site originally and it is also now being proposed to be a school site. He said being submitted as a Negative Declaration, the District initially elected not to participate in the CEQA\* Process and the District changed its mind and voluntarily submitted to the CEQA Process. Under that Process the District did an initial study supervised by CEQA under the Department of Toxic Substance and Controls and did come up with some Mitigation Measures that had to do with the project in terms of how the District address about 17 or 18 different types of work on the project including mitigations of dust, noise, soil and things of that nature. The mitigation from the negative declaration is there was some impact to the environment, but the measures proposed will address that and reduce it down to no significant impact.*

*Board Member Comments*

*Director Hodge said she wanted to hear more about what was mitigated.*

*Mr. White requested the PMC Staff Person to come and respond to Director Hodge's question.*

*Scott Davits, Pacific Municipal Consultants (PMC), said his company was retained to prepare the report that evaluated about 17 issue areas to assess whether or not there were any impacts. He said in looking through the check list of things to consider, they did identify concerns with aesthetics, air quality, Green House Gas Emissions, Hazardous Materials, Hydrology, Noise, Public Services, Transportation and Utilities. He said to address the issues PMC identified a lot of changes, some minor and some substantial that can be incorporated into the project to reduce the potential impact to something that is less than significant. As part of the process the District did provide public notice communicated with 30 other public agencies that have an interest. He said the community was engaged early on, provided notice in three languages for a 30 day period and he encourages the Board to adopt the Negative Mitigation Declaration. He said PMC believes the project has incorporated the changes to avoid or reduce any potential impacts so there is no impact on the environment.*

*Public Comments*

*Ben Visnick said he may not be specifically addressing this issue, but Oakland High School is under a lot of stress because of the on-going construction work. He said fortunately they have not had an accident. He said the teachers at Oakland High School were able to get paid for moving out of the Facilities Money and he wants to put in a plea for the Montera Teachers, they are waiting. He said the District needs to bring the Facilities money together wherever possible with the human resources that are working around the construction.*

*Director Spearman she to President Yee that she is becoming increasingly irritated with people speaking on issues that are not the issue they should be speaking about. She said we are talking about other things. She said that was a comment on a Non Agenda Item and asked if a speaker come up and is not speaking on the issue, they need to sit down and come and speak at the appropriate time. She said this issue is about the Downtown Project not anything else. She said there are opportunities for the public to speak on this agenda.*

*Jim Mordercai said in regards to the Downtown Project it's been leveled. He said his*

assumption is because State Rock is the basis of asbestos. He said it is through asbestos, one of the items must be mitigated. He said he would like to understand how that was dealt with.

Mr. Davits said the site contains several hazardous materials including construction materials and petroleum products in the soils. He said the first phase is the only phase that has been re-mediated so far and it is still in the process of being re-mediated. What is established in the Mitigated Negative Declaration was developed in consultation with the state department [California Department of Toxic Substances] that manages and oversees the removal and disposal of hazardous materials. There is a series of plans that include: Staging, transportation and off haul plans, health plans for the workers who have to wear certain types of equipment depending on what material they are removing, limitations on hours of operation, how dirt is handled and kept on site and contingency planning in case of an accident or there is some unidentified hazardous material discovered during the course of demolition.

Director London said she wanted to point out to the public the Mitigated Negative Declaration Document is 1,461 pages, a very extensive review process. She said she feels comfortable sitting on the Facilities Committee for two years and over the course of time that the District has followed the appropriate steps. She said at her children's school site where it has been under construction for the past two years, the District takes very seriously its Safety Plans. She said at her child's school site everything was fenced off, students could not get in, when there was major construction/destruction going on, people were out there with hoses to mitigate dust. A lot of the construction happened during the summer when the majority of children were not at school. She said she feels confident the District has developed a solid document. She said the page that may have the most concern is number 126 where it discusses a shop that was once where the Harper Building is now where shop work was done there. She said there are policies and procedures.

Joanna Lougin, UAOS Executive Director, said she had two questions. She said she was at the Board Meeting when all the discussions about building the new buildings and the cost. She asked what will be the cost factors involved with mitigating the various items and was that cost included in the budget? Will the cost factor create a cost overrun of what was budgeted that will have an impact on the District?

Mr. White responded "No". The cost associated with the mitigation is included in the contract price for the demolition and removal of each additional phase. The District did enter into voluntarily with the CEQA Department, not something that is required. He said the District always want to error on the side of being cautious. He said the entire project for building the four different facilities including the KDOL Studio and the Technology Center is \$75 million dollars.

President Yee closed the Public Hearing at 7:28 P.M. C

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*\*California Environmental Quality Act*

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

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Nikita Mitchell and Christopher Dobbins  
 Preferential Aye: 0  
 Preferential Abstention: 0  
 Preferential Nay: 0

## N. Adoption of the General Consent Report

### *Public Comments*

*Jim Mordecai said he is bothered by a reference made earlier on one of the items on the Consent Agenda regarding a Single Plan for Student Achievement. He said he doesn't think the people in the Teaching and Learning Committee are doing their due diligence when they use this Consent Agenda Parliamentary Procedure. School sites are a priority, they need to read the documents submitted and not show up at the last minute and say, "Ok staff looked at it and it must be ok."*

## Teaching and Learning Committee - Report - September 13, 2010 - Jumoke Hodge, Chair

### Pupil Achievement



#### [10-1721](#) Professional Services Contract - Elena McDonald-Martyn - High School Network, Summer Algebra Academy

Ratification by the Board of Education of a Professional Services Contract between District and Elena McDonald-Martyn, Oakland, CA, for the latter to provide 150 hours of tutoring in Algebra and study skills, and support academy staff in delivery of its college readiness program, for students in the District's Summer Algebra Academies, for the period June 21, 2010 through July 23, 2010, in an amount not to exceed \$3,000.00.

**Resource Code - 0000-937**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice



Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-1776****Professional Services Contract - Rita Alfred - Complementary Learning Department**

Ratification by the Board of Education of a Professional Services Contract between the District and Rita Alfred, Richmond, CA, for the latter to provide 140 hours of training, outreach, and coordination to promote services that reach students most at risk for truancy, dropping out, and academic failure in response to exposure to community violence; outreach to and coordinate the provision of community services to meet a continuum of student and family needs, in Complementary Learning Department Programs, for the period of July 1, 2010 through October 1, 2010, in amount not to exceed \$7,000.00.

**Resource Code - 0522-922, 0519-922**

**Funding Source: Tier 3 TIIG and Outreach**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-1877****Professional Services Contract - Myrtha Muse - Glenview Elementary School**

Ratification by the Board of Education of a Professional Services Contract between the District and Myrtha Muse, Oakland, CA, for the latter to provide 144 hours of services that will teach varied styles of dance with emphasis on Katherine Dunham techniques; prepare students for short performances at assemblies; prepare students for professional culminating performance for parents and the community at-large; introduce dance history; begin dialogue on relationship of dance to daily living (i.e. relaxation, career, therapy, exercise) at Glenview Elementary School for the period of July 1, 2010 through August 6, 2010, in an amount not to exceed \$3,600.00.

**Resource Code - 1110-119**

**Funding Source: Measure G**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0



**10-2028**

**Individual Service Agreement - Learning For Life/San Francisco Bay Area Council - Carl B. Munck Elementary School**

Ratification by the Board of Education of an Individual Service Agreement to the Master Memorandum of Understanding (MOU) between District and Learning for Life/San Francisco Bay Area Council, San Leandro, CA, for the latter to provide 682 hours of In-School Academic Assistance to students in its capacity as a Comprehensive Community Based Organization, serving 36 students/participants at Carl B. Munck Elementary School, for the period August 1, 2010 through June 30, 2011, in an amount not to exceed \$10,438.79, pursuant to the terms and conditions as specified in the MOU.

**Resource Code - 7090-168**

**Funding Source: Economic Impact Aide-State Compenatory Education**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0



**10-2032**

**Amendment - Memorandum of Understanding - Street Academy Foundation - Emiliano Zapata Street Academy**

Approval by the Board of Education of a Amendment No. 1 to the Memorandum of Understanding (MOU) between District and the Street Academy Foundation, Oakland, CA, for the latter to provide a four week summer intervention program for a minimum of 50 students at Emiliano Zapata Street Academy, focusing on credit recovery, 9th grade transition support, and academic interventions for students in need of extra support, aligned with Emiliano Zapata Street Academy's Board of Education approved SPSA, for the period of June 15, 2010 through August 15, 2010 at a cost not to exceed \$48,040.00.

**Resource Code - 7090-313, 4850-313**

**Funding Source: Economic Impact Aid/Limited English Pupils & Basic Low Income & Neglected**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



**10-2086**

**2010 - 2011 Single Plan for Student Achievement - Oakland Emiliano Zapata Street Academy**

Approval by the Board of Education of the 2010-2011 Single Plan for Student Achievement for Oakland Emiliano Zapata Street Academy.

**Funding Source: Title I, EIA/SCE, (Economic Impact Aid/School Compensatory Education) EIA/LEP, (Economic Impact Aid/Limited English Proficiency)**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**10-2107****Professional Services Contract - Community Alliance for Learning - Mandela High School**

Ratification by the Board of Education of a Professional Services Contract between District and Community Alliance for Learning (CAFL), Albany, CA, for the latter to provide 150 hours of service to recruit, train and coordinate community volunteers as classroom coaches to encourage students to think critically, write proficiently and develop own ideas; services include: (1) Planning and Oversight; (2) Training; (3) Implementation; and (4) Assessment, each, as described in the Scope of Work, incorporated herein by reference as though fully set forth, at Mandela High School, for the period September 30, 2010 through June 20, 2011, in an amount not to exceed \$6,000.00.

**Resource Code - 0000-342**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**10-2111****Professional Service Contract - Ed Support Services, LLC - Programs for Exceptional Children**

Ratification by the Board of Education of a Professional Service Contract between District and Ed Support Services, LLC, Oakland, CA, for the latter to provide 658 hours of services to maintain students in District programs, move students in Non-Public School Programs back to District programs; decrease the need for 1:1 aides provided by the District or Non-Public School Agency; improve teacher retention; increase internal capacity and circumvent lawsuits by providing defensible programs, in Programs for Exceptional Children, for the period August 23, 2010 through September 30, 2010, in an amount not-to-exceed \$72,400.00.

**Resource Code - 3310-975**

**Funding Source: Special Education**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice

Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2144****Professional Services Contract - AEC Research, Inc. - Early Childhood Education**

Ratification by the Board of Education of the Professional Services Contract between District between District and AEC Research, Inc., Moraga CA, for the latter to provide 450 hours of professional development for teachers and instructional assistants at the Early Reading First 2008 sites; provide implementation consultation of an as-needed basis; ensure that the implementation of the early literacy professional development meets federal guidelines for the Early Reading First Grant, for the period of July 1, 2010 through June 30, 2011, in an amount not to exceed \$45,000.00.

**Resource Code - 5010-910**

**Funding Source: Early Reading First Grant**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2148****Professional Services Contract - Luna Kids Dance - New Highland Academy**

Ratification by the Board of Education of a Professional Services Contract between District and Luna Kids Dance, Berkeley, CA, for the latter to provide approximately 413 hours of dance instruction and model classes, professional development dance and parent and community involvement, as described in the Scope of Work, incorporated herein by reference as though fully set forth, for New Highland Academy, for the period September 1, 2010 until June 30, 2011, in a not to exceed amount of \$15,300.00.

**Resource Code - 0089-125**

**Funding Source: Measure G Arts**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2155****Professional Services Contract - Andrea Nobles - Leadership, Curriculum & Instruction**

Ratification by the Board of Education of a Professional Services Contract between District and Andrea Nobles, Oakland, CA, for the latter to provide approximately 500 hours of coordination and oversight of the 32nd annual Martin Luther King, Jr. Oratorical Fest, for the period August 1, 2010 through March 31, 2011, in an amount not to exceed \$19,000.00.

**Resource Code - 0089-909**

**Funding Source: Measure G**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2156****Professional Services Contract - Maya Kronfeld - Leadership, Curriculum & Instruction**

Ratification by the Board of Education of a Professional Services Contract between District and Maya Kronfeld, Berkeley, CA, for the latter to provide 300 hours of one-on-one tutoring and extensive written feedback on papers necessary to address the specific learning style and writing challenges of African-American students at Oakland Technical High School, for the period March 15, 2010 through June 4, 2011, in an amount not to exceed \$6,000.00.

**Resource Code - 9207-908**

**Funding Source: African American**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0



**10-2180**

**Professional Services Contract - HERO Inc. - Bella Vista Elementary School**

Ratification by the Board of Education of a Professional Services Contract between the District and HERO Inc., Oakland, CA, for the latter to provide 1000 hours of service, based on teacher and principal recommendations, with selected 3rd, 4th, and 5th grade students; activities will be designed to improve the student's oral language, reading, self-esteem, and leadership skills through performing arts, poetry, dramatization, skits, and movement; engage students in a variety of challenging activities that support their academic achievement and personal growth, such as cooperative learning, critical thinking, and healthy decision-making; facilitate and lead the presentation of these activities to the large school community, at Bella Vista Elementary School, for the period of August 30, 2010 through June 16, 2011, in an amount not to exceed \$25,000.00.

**Resource Code - 0000-102**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0



**10-2181**

**Professional Services Contract - Yesley Bursell - Think College Now Elementary School**

Ratification by the Board of Education of a Professional Services Contract between the District and Yesley Bursell, Berkeley, CA, for the latter to provide 1480 hours of administrative support, student enrollment oversight, event planning, distribution of supplies, bilingual teacher assistance, manage parent and student requests, coordinate staff lunches, oversee lunch monitors, and oversee textbook and supply rooms at Think College Now Elementary School, for the period of August 30, 2010 through June 30, 2011, in an amount not to exceed \$37,000.00.

**Resource Code - 0000-190**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



**10-2182**

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

Ratification by the Board of Education of a Professional Services Contract between District and Christopher Lee, Richmond, CA, for the latter to provide approximately 1,394 hours of one-on-one after school small group work on study skills and services to students to show how good health and nutrition helps the body and the mind, assisting students to become positive about themselves and others and supporting development of appropriate classroom and school behavior, at James Madison Middle School, for the period August 30, 2010 through June 24, 2011, in a not to exceed amount of \$29,991.00.

**Resource Code - 0523-215, 1100-215, 0522-215**

**Funding Source: school library improvement block grant/lottery/tier 3 tiig**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins



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

**10-2184****Professional Services Contract - HERO Inc. - Laurel Elementary School**

Ratification by the Board of Education of a Professional Services Contract between the District and HERO Inc., Oakland, CA, for the latter to provide 306 hours of support, services to the School Site Plan by providing mentoring directly to students, in sportsmanship, self-esteem, and leadership skills; help students develop stronger bodies, social skills and the ability to follow directions; lead a variety of sports and games during designated times; offers the opportunity for upper grade students to develop leadership skills by being selected and trained to help organize and run a variety of games at Laurel Elementary School, for the period of October 1, 2010 through March 18, 2011, in an amount not to exceed \$7,650.00.

**Resource Code - 0000-131**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**10-2188****Professional Services Contract - Gregory Bailey - Westlake Middle School**

Ratification by the Board of Education of Professional Services Contract between District and Gregory Bailey, San Leandro, CA, for the latter to provide 1,000 hours of service managing the Conflict Management and Intervention Program; training students in conflict mediation techniques as well as meeting with principal, students, parents or staff to assist in behavioral intervention; logging in data, submitting monthly and sometimes weekly reports to the principal; attending meetings on and off site; assisting the school with various events, and implementing new ideas involving the Restorative Justice process and managing the Student Leadership Program at Westlake Middle School, for the period August 25, 2010 through June 18, 2011, in an amount not to exceed \$30,000.00.

**Resource Code - 3010-213**

**Funding Source: Title 1**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2189****Professional Services Contract - Trena Noval - Peralta Elementary School**

Ratification by the Board of Education of Professional Services Contract between District and Trena Noval, Richmond, CA, for the latter to provide 148.5 hours of integrated multi-media art support to enhance instruction and provide multiple modality access to learning for students through technology arts projects; work with teachers to provide students with weekly grade level specific standards based instruction that integrates the multi media visual arts curriculum at Peralta Elementary School, for the period August 15, 2010 through June 18, 2011, in an amount not to exceed \$4,603.00.

**Resource Code - 0508-145**

**Funding Source: Arts & Music Block Grant**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2190****Professional Services Contract - Yvonne Myers - Peralta Elementary School**

Ratification by the Board of Education of Professional Services Contract between District and Yvonne Myers, Oakland, CA, for the latter to provide 975 hours to support all aspects of literacy development including demonstrations and coordinating academic improvement plans with students and parents; provide professional development with staff including strategies to support student self-esteem enhancement and academic achievement and other services as described in the SOW, at Peralta Elementary School, for the period August 15, 2010 through June 18, 2011, in an amount not to exceed \$30,222.00.

**Resource Code - 3010-145; 7090-145**

**Funding Source: Title 1; Economic Impact Aid/School Compensatory Education**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



### **10-2191**

#### **Professional Services Contract - Sonia Kreit-Spindt - Peralta Elementary School**

Ratification by the Board of Education of a Professional Services Contract between District and Sonia Kreit-Spindt, Oakland, CA, for the latter to provide 1,194 hours to support the academic achievement gains of targeted students scoring Far Below Basic, Basic, and Below Basic in English Language Arts and Math; analyze student performance data and use this information to collaborate with teachers to develop instructional strategies; develop and participate in effective formats to provide this information to parents; implement and assess an intervention program for identified students using both push in/pull out format; and provide whole group and individual professional development seminars that focus on implementing an effective standards-based language arts/math program for identified students at Peralta Elementary School, for the period August 15, 2010 through June 18, 2011, in an amount not to exceed \$37,000.00.

**Resource Code - 3010-145**

**Funding Source: Title 1**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice

Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Christopher Dobbins  
 Preferential Aye: 0  
 Preferential Abstention: 0  
 Preferential Nay: 0



**10-2194**

**Professional Services Contract - Bathsheba Tina Harambe - Santa Fe Elementary School**

Ratification by the Board of Education of Professional Services Contract between District and Bathsheba Tina Harambe, Oakland, CA, for the latter to provide 25 hours to facilitate group discussions, team building activities and solution-based dialogue; assist staff in creating community norms/agreements that support order daily for each workshop at Santa Fe Elementary School, for the period August 22, 2010 through August 24, 2010, in an amount not to exceed \$2,500.00.

**Resource Code - 3180-150**

**Funding Source: Quality Education Investment Act - School Improvement Grant**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Christopher Dobbins  
 Preferential Aye: 0  
 Preferential Abstention: 0  
 Preferential Nay: 0



**10-2236**

**Master Agreement - District - Alameda County - Health and Wellness Services for District Pupils**

Approval by the Board of Education of Master Agreement between the District and the County of Alameda via its Health Care Services Agency, for the latter to provide a range of health and wellness programs and services to District pupils including Health and Wellness Services, School Based Health Centers and School Based Behavioral Health Services, as defined in Agreement, pursuant to terms and conditions stated herein, for the period of October 1, 2010 through September 20, 2015, at no cost to the District.

**Resource Code - 0000-922**

**Funding Source: No Fiscal Impact**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

[10-2261](#)

### **2010 - 2011 Single Plan for Student Achievement - West Oakland Middle School**

Approval by the Board of Education of the 2010-2011 Single Plan for Student Achievement for West Oakland Middle School.

**Funding Source: Title I, (School-wide Project), EIA/SCE, (Economic Impact Aid/State Compensatory Education) EIA/LEP, (Economic Impact Aid/Limited English Proficiency)**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

[10-2296](#)

### **Professional Services Contract - Oakland Schools Foundation - Garfield Elementary School**

Ratification by the Board of Education of a Professional Services Contract between the District and Oakland Schools Foundation (OSF), Oakland, CA, for the latter to provide 175 hours of teaching training on instruction, especially to newest teachers; provide professional development training focusing on supporting new bilingual teachers; specifically, provide support with effective transition to English for 2nd grade bilingual classes in alignment with school-wide plan; responses to intervention, high quality classroom instruction and effective transition for bilingual classes at Garfield Elementary School, for the period of March 29, 2010 through June 17, 2011, in an amount not to exceed \$15,675.00.

**Resource Code - 3180-118**

**Funding Source: School Library Improvement Block Grant****Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Christopher Dobbins  
 Preferential Aye: 0  
 Preferential Abstention: 0  
 Preferential Nay: 0

**10-2297****Professional Services Contract - National Equity Project (BayCES) Oakland - Garfield Elementary School**

Ratification by the Board of Education of a Professional Services Contract between the District and National Equity Project (BayCES) Oakland, Oakland, CA, for the latter to provide 60 hours of professional coaching services to Garfield Elementary in two interrelated strands: 1) Planning and facilitation of August staff retreat; and 2) Equity-Centered Professional Learning Community Development School; provided support to the site leader and the site leadership team to identify appropriate norms of interaction and revising our collective efforts to achieve school wide student achievement goals. The days of training have included training for the site administration in facilitation skills with the staff, training for the site grade levels and training for all the teacher on site at two day long training sessions at Garfield Elementary School for the period of August 15, 2010 through June 30, 2011, in an amount not to exceed \$7,500.00.

**Resource Code - 3180-118****Funding Source: School Library Improvement Block Grant****Attachments:** [Document\(s\)](#)**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Christopher Dobbins  
 Preferential Aye: 0  
 Preferential Abstention: 0  
 Preferential Nay: 0

**10-2300****Professional Services Contract - HEROs Inc., Lamarr Kendricks - Garfield Elementary School**

Ratification by the Board of Education of a Professional Services Contract between the District and HEROs Inc., Lamarr Kendricks, Oakland, CA, for the latter to provide 1000 hours of service in the form of coaching at-risk students through team building activities and leadership activities to encourage academic and social-emotional growth; and providing staff professional development to support the needs of on-site instructors in their effort to support the academic and social-emotional growth of at-risk students at Garfield Elementary School, for the period of April 1, 2010 through September 15, 2011, in an amount not to exceed \$25,000.00.

**Resource Code - 3180-118**

**Funding Source: School Library Improvement Block Grant**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**Finance and Human Resources Committee - Report - September 13, 2010 - David Kakishiba, Chair****Financial and Personnel Management****10-2143****Professional Services Contract - Ronald Williams II - Financial Services Department**

Ratification by the Board of Education of Professional Services Contract between the District and Ronald Williams II, Oakland, CA, for the latter to provide 933 hours of service to coordinate central office training and school staff for district-wide revised procedures and protocol of fixed assets; develop district manual for capital assets management; engage school staff for input on management of capital assets; coordinate inventory and valuation of District's fixed assets with deliverables including preparation of quarterly status report on engagement of contractor and use of data; develop protocol for implementing bi-annual report of District's capital assets as required by Governing Board; assess long-term staffing needs for management, accounting, reporting and control of District capital assets, includes research on best practices of comparable school districts; develop position descriptions and recommendations for appropriate reporting relationships; coordinate implementation of IFAS fixed assets module, for the period July 1, 2010 through June 30, 2011, in an amount not to exceed \$70,000.00.

**Resource Code - 0520-999**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



**10-2157**

**Amendment No. 1 - Professional Services Contract - Leon Glaster - Financial Services**

Ratification by the Board of Education of Amendment No. 1 of Professional Service Contract between the District and Leon Glaster, Fairburn, GA, for the latter to assist the District in preparation for the Education Audit Appeals Panel hearings scheduled for October 19-21, 2010 and to work with District Financial Services staff in preparing for the audit appeals of California State Controller's Office audit findings pending before the Education Audit Appeals Panel ("EAAP") process of Fiscal Years 2006-07 audit reports, per Legislative File Enactment #10-1188 as specified in Scope of Work, in an amount not to exceed \$8,900.00, for the period of July 1, 2010 through January 10, 2011.

**Resource Code - 0000-999**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0



Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2161****Professional Services Contract - Madeline Reiter - St. Martin de Porres Elementary School**

Ratification by the Board of Education of Professional Services Contract between District and Madeline Reiter, Berkeley, CA, for the latter to provide 350 hours of supplemental instructional services for eligible and identified private school students in Title I Program; focusing on instruction that improves student academic achievement in the areas of English Language Arts and/or Mathematics implementing a variety of effective instructional techniques and strategies, confer with parents and classroom teachers, as specified in Contract, at St. Martin de Porres Elementary School, in compliance with State and Federal regulations and guidelines, for the period of August 1, 2010 through June 30, 2011, in an amount not to exceed \$17,500.00.

**Resource Code - 3010-736**

**Funding Source: Title 1A**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2201****District Grant Application - James Irvine Foundation - College and Career Readiness**

Approval and support by the Board of Education of District's Grant Application made to James Irving Foundation, seeking \$525,000.00 to implement Linked Learning Initiative, for the period July 1, 2010 through June 30, 2011, and if granted, in whole or in part, authorization to accept same, pursuant to terms and conditions thereof, if any.

**Funding Source: James Irving Foundation**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0



**10-2202**

**District Grant Application - California Department of Education - Oakland Unified School District Middle Schools and High Schools**

Approval and support by the Board of Education of District's Grant Application made to California Department of Education, seeking \$576,400.00 in Tobacco Prevention & Intervention to prevent tobacco and marijuana usage and treat current users in grades 6-12 at Barack Obama Academy, Claremont, Montera, Cole, Roosevelt, Urban Promise Academy, Unified for Success Academy, West Oakland, Westlake, Alliance Academy, Edna M. Brewer, Bret Harte, Elmhurst Community Prep, Coliseum College Prep Academy, Explore, Frick, James Madison, Melrose Leadership, Roots International Academy, and Community Day Middle Schools; Business & Information Technology, Coliseum College Prep Academy (9-10), Community Day, East Oakland School of Arts, Leadership Preparatory, Life Academy, Rudsdale Continuation, Skyline, Sojourner Truth, Street Academy, Youth Empowerment School, BEST, Bunche Academy, College Prep and Architecture, Dewey Academy, EXCEL, Far West, Mandela, Media College Prep, MetWest, Oakland High, Oakland International, Oakland Technical, Robeson School of Visual and Performing Arts High Schools, for the period August 1, 2010 through July 30, 2013, and, if granted, in whole or in part, authorization to accept same, pursuant to terms and conditions thereof, if any.

**Funding Source: California Department of Education**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0

Preferential Nay: 0



**10-2203**

**District Grant Application - City of Oakland Measure Y - Oakland Unified School District Preschools and Elementary Schools**

Approval and support by the Board of Education of District's Grant Application made to City of Oakland, seeking \$131,717.00 in Measure Y: Public Safety and Violence Prevention to fund a Violence Prevention Curriculum that teaches social emotional skills necessary for academic and life success; increase in pro social skills which are associated with higher academic achievement and greater school connectedness, for the period July 1, 2010 through June 30, 2011 in the amount of \$65,858.00 and for the period July 1, 2011 through June 30 2012 in the amount of \$65,858.00, and, if granted, in whole or in part, authorization to accept same, pursuant to terms and conditions thereof, if any.

**Funding Source: City of Oakland Measure Y**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Christopher Dobbins  
 Preferential Aye: 0  
 Preferential Abstention: 0  
 Preferential Nay: 0



**10-2204**

**District Grant Application - City of Oakland - Oakland Unified School District Middle Schools**

Approval and support by the Board of Education of District's Grant Application made to City of Oakland, seeking \$125,082.00 in Oakland Fund for Children and Youth resources to fund Middle School Conflict Resolution - Peer Mediation, to increase positive school climate through reductions in violence, suspensions and increase pro-social behavior at Alliance Academy, Barack Obama Academy, Bret Harte, Claremont, Coliseum College Prep, Elmhurst Community Preparatory, Madison, Montera, Roots and Westlake Schools, for the period July 1, 2010 through June 30,2011, and, if granted, in whole or in part, authorization to accept same, pursuant to terms and conditions thereof, if any.

**Funding Source: City of Oakland**

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

**This Matter was Adopted on the Consent Agenda.**

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

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**10-2207****Personnel Report No. 0010-0003**

Approval by the Board of Education of Personnel Report No. 0010-0003.

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**10-2208****Provisional Internship Permit - Named Individual**

Approval by the Board of Education of Resolution No. 1011-0029 - Supporting application to the California Commission on Teacher Credentialing for One (1) Provisional Internship Permit, Single Subject: Industrial and Technology Education to be issued to the individual named below for the 2010-2011 school year:

Diane L. Johnson, Provisional Internship Permit, Single Subject: Industrial and Technology Education, Oakland High, Grades 9-12.

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**10-2239****Amendment No. 1 - Professional Services Agreement - Olson, Hagel and Fishburn - Financial Services Department**

Approval by the Board of Education of Amendment No. 1 to General Retainer Agreement between the District and Olson, Hagel and Fishburn, for the latter to provide legal services to the District in connection with audit findings by the State Controller's Office for Fiscal Years 2006-07 and 2007-08, comparable to the services provided OUSD for prior year SCO audits for fiscal contracted years 2002-03 through 2008-09, including compliance waivers and appeals to the Education Audit Appeals Panel pursuant to Education Code section 41344 and 41344.1, at a cost not to exceed \$75,000.00 each fiscal year and extending the term of Agreement to 2010-11 and 2011-12 Fiscal Years.

**Resource Code - 0000-946**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**10-2240****Memorandum of Understanding - Orrick Herrington & Sutcliffe LLP - General Counsel**

Approval by the Board of Education of Memorandum of Understanding between the District and Orrick Herrington & Sutcliffe LLP, a law firm, for the latter to provide non-bond related specialized tax and fund transfer legal services to the District on an as-needed basis, in an amount not to exceed \$50,000.00 in each fiscal year, for the period of December 1, 2009 to June 30, 2013.

**Resource Code - 0000-946**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**10-2241****Amendment No. 1 - Professional Services Contract - The Podesta Group - School Climate, School Security and the Reauthorization of the Elementary & Secondary Education Act**

Approval by the Board of Education of Amendment No. 1 to Professional Services Contract between the District and The Podesta Group, for the latter to continue to provide legal services to the District regarding school safety, school climate, restorative justice programs and the reauthorization of the Elementary & Secondary Education Act (formerly NCLB), in an additional amount not to exceed \$65,000.00, increasing the Contract not to exceed amount from \$10,000.00 to \$75,000.00 for services; and not to exceed \$3,000.00 in expenses for the period September 1, 2010 through February 28, 2011, and revising cumulative contract period from February 2, 2010 through September 1, 2010 to February 28, 2011. All other terms and conditions of the Contract remain in full force and effect.

**Resource Code - 0000-946**

**Funding Source: General Purpose**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

**10-2262****Donation - Barbara & Donald Jonas Family Fund of the Jewish Communal Fund - MetWest High School**

Acceptance by the Board of Education of a donation from the Barbara & Donald Jonas Family Fund of the Jewish Communal Fund, to support a Teacher on Special Assignment position at MetWest High School, in the amount of \$25,000.00 for the period of July 30, 2010 through June 30, 2011, pursuant to terms and conditions thereof, if any.

**Funding Source: Barbara & Donald Jonas Family Fund**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Christopher Dobbins  
 Preferential Aye: 0  
 Preferential Abstention: 0  
 Preferential Nay: 0



**10-2298**

**Professional Services Contract - Oakland Schools Foundation - Frick Middle School**

Ratification by the Board of Education of a Professional Services Contract between District and Oakland Schools Foundation, Oakland, CA, for the latter to provide 866 hours of grant prospecting, writing, management, reporting, and monitoring, strategic coaching around finance, budgeting, planning, knowledge/ document management, and staffing recommendations, developing individual giving plan with goals, coaching school leaders, collecting school contacts/ creating mailing list, cultivating major donors and giving circles, developing community outreach communication plan that includes goals and targets, material development schedule, action plans and outcomes matrix, at Frick Middle School, for the period September 1, 2010 until September 30, 2010, in an amount not to amount \$60,000.00.

**Resource Code - 3180-203**

**Funding Source: School Improvement Grant - Instruction**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Christopher Dobbins  
 Preferential Aye: 0  
 Preferential Abstention: 0  
 Preferential Nay: 0



**10-2299**

**Professional Services Contract - Oakland Schools Foundation - Urban Promise Academy**

Ratification by the Board of Education of a Professional Services Contract between the District and Oakland Schools Foundation, Oakland, CA, for the latter to provide 400 hours of full needs assessment for school, including classrooms, library, whole school wireless, main office etc; develop plan and timeline for completion of tech set up, support, maintenance, and training; work with administrative assistant to identify needed tech supplies and do the purchasing; set up of wireless system for school, including 6 access points; clean, re-image, and secure all computers in school; set up three new laptop carts and all 90 new laptop computers, including software and hardware; create system for staff use of laptop carts - sign in, sign out, accountability, and reporting of needed maintenance; set up of LCD/doc camera system with cart in each classroom; set up system for sign in, sign out, and use of classroom sets of Turning Technology Responders; ensure all internet connections are working throughout school; set up and move in all new computers (HP) into library computer lab, move and reconfigure older computers to be evenly distributed to each classroom; capacity building: design, set up, and facilitate staff workshops for use of new technology, including laptop carts, responders, LCD/doc cameras, and new tech support in-house (training to occur in August and September), create training for staff on how to report maintenance issues at Urban Promise Academy for the period of September 1, 2010 through September 30, 2010, in an amount not to exceed \$20,000.00.

**Resource Code - 3180-236**

**Funding Source: School Library Improvement Block Grant**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

## **Facilities Committee - Report - September 14, 2010 - Noel Gallo, Chair**

### **Facilities Management**



**10-2217**

**Professional Services Facilities Contract - Applied Materials & Engineering, Inc. - Life Academy Renovation/Seismic Retrofit Project**



Approval by the Board of Education of Professional Services Facilities Contract between District and Applied Materials & Engineering, Inc., Oakland, CA, for the latter to provide independent agency (vendor) structural verification on the Life Academy Rehabilitation Project, as required by the Division of State Architect (DSA), to confirm that the existing building was constructed as designed; testing and inspecting fourteen (14) conditions in six (6) zones, pursuant to Scope of Work, incorporated herein by reference as though fully set forth, with the attached proposal incorporated into the Contract to the extent that it is subordinate to and not inconsistent with the contract terms, in conjunction with the Life Academy Renovation/Seismic Retrofit Project, for the period commencing September 23, 2010 and concluding no later than December 12, 2010, in an amount not to exceed \$121,160.00.

**Resource Code - 2122-335**

**Funding Source: General Obligation Bond-Measure B**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0

Absent: 1 - Christopher Dobbins

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0



**10-2218**

**Professional Services Facilities Contract - Jason Zalinski - Redwood Heights Fire Alarm Replacement Project**

Approval by the Board of Education of Professional Services Facilities Contract between District and Jason Zalinski, Oakland, CA, for the latter to provide Division of State Architect Inspection in conjunction with the Redwood Heights Fire Alarm Replacement Project for the period commencing September 23, 2010 and concluding no later than December 31, 2011 in an amount not to exceed \$24,030.00.

**Resource Code - 2122-148**

**Funding Source: General Obligation Bond-Measure B**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

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

Nay: 0

Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2219****Professional Services Facilities Contract - KDI Consultants, Inc. - Life Academy Renovation/Seismic Retrofit Project**

Approval by the Board of Education of Professional Services Facilities Contract between District and KDI Consultants, Inc., Oakland, CA, for the latter to provide Division of State Architect Inspection Services in conjunction with the Life Academy Renovation/Seismic Retrofit Project for the period commencing September 23, 2010 and concluding no later than November 12, 2010 in an amount not to exceed \$30,780.00.

**Resource Code - 2122-335**

**Funding Source: General Obligation Bond-Measure B**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2220****Amendment No. 1 - Professional Services Agreement - Jason Zalinski - Cox New Classroom Building Project**

Approval by the Board of Education of Amendment No. 1 to Professional Services Agreement between District and Jason Zalinski, Oakland, CA, for the latter to provide additional Division of State Architect (DSA) inspection services in conjunction with the Cox New Classroom Building Project in an additional amount not to exceed \$36,000.00, increasing the Agreement from a not-to-exceed amount of \$262,800.00 to \$298,800.00, and extending the original contract period of November 7, 2008 to December 31, 2010 through December 31, 2011. All other terms and conditions of the Agreement remain in full force and effect.

**Resource Code - 2122-110**

**Funding Source: General Obligation Bond-Measure B**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2226****Professional Services Facilities Contract - Jensen-Van Lienden Associates, Inc. - Life Academy Renovation/Seismic Retrofit Project**

Approval by the Board of Education of Professional Services Facilities Contract between District and Jensen-Van Lienden Associates, Inc., Berkeley, CA, for the latter to provide complete geological hazards report and geotechnical study, pursuant to Scope of Work, incorporated herein by reference as though fully set forth, in conjunction with the Life Academy Renovation/Seismic Retrofit Project for the period commencing September 23, 2010 and concluding no later than December 31, 2010 in an amount not to exceed \$5,500.00.

**Resource Code - 2122-335**

**Funding Source: General Obligation Bond-Measure B**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2228****Professional Services Facilities Contract - Simplex Grinnell - Redwood Heights Fire Alarm Replacement Project**

Approval by the Board of Education of Professional Services Facilities Contract between District and Simplex Grinnell, Livermore, CA, for the latter to provide electrical contractor and/or low-voltage installer of the fire alarm system during the critical path periods, with the attached proposal incorporated into the contract to the extent that it is subordinate to and not inconsistent with the contract terms in conjunction with the Redwood Heights Fire Alarm Replacement Project for the period commencing September 23, 2010 and concluding no later than December 31, 2011 in an amount not to exceed \$9,720.00.

**Resource Code - 2122-148**

**Funding Source: General Obligation Bond-Measure B**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Christopher Dobbins  
 Preferential Aye: 0  
 Preferential Abstention: 0  
 Preferential Nay: 0



**10-2230**

**Professional Services Facilities Contract - Simplex Grinnell - Roosevelt Fire Alarm Replacement Project**

Approval by the Board of Education of Professional Services Facilities Contract between District and Simplex Grinnell, Livermore, CA, for the latter to provide supervision to the electrical contractor and/or low-voltage installer of the fire alarm system during the critical path periods, as described in the Scope of Work, incorporated herein by reference as though fully set forth, in conjunction with the Roosevelt Fire Alarm Replacement Project for the period commencing October 1, 2010 and concluding no later than December 31, 2011 in an amount not to exceed \$9,720.00.

**Resource Code - 2122-212**

**Funding Source: General Obligation Bond-Measure B**

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
 Adv Nay: 0  
 Adv Abstain: 0  
 Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
 Nay: 0  
 Recused: 0  
 Absent: 1 - Christopher Dobbins

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

**10-2245****Right of Entry Agreement - District and East Bay Alliance Church - Edna Brewer Middle School**

Approval by the Board of Education of Right of Entry Agreement Between District and East Bay Alliance Church ("EAC"), with the latter allowing the use of the Church Property's parking lot as a staging area for parents and guardians picking up their school children from Edna Brewer Middle School at the end of the school day, pursuant to terms and conditions stated herein, at no cost to the District.

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

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**Safety Committee - Report - September 15, 2010 - Alice Spearman, Chair****Community Relations and Governance****10-2186****2009 - 2010 School Safety/Climate Plan - West Oakland Middle School**

Approval by the Board of Education of the 2009-2010 School Safety/Climate Plan for West Oakland Middle School.

**Funding Source: California Department of Education**

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

*Public Comments*

*Gina Parish said she had a site visit at West Oakland Middle School and what she saw was very disheartening. She said she talked with the staff there and she later received a lot of emails from the staff. She said she sent the information to Troy Christmas in Labor Relations. She said along with Mr. Christmas, the OEA and herself, they worked through the list of issues that occurred at West Oakland Middle School. She said she is happy to see the School Safety Plan for West Oakland Middle school on the agenda tonight. She said*

*when she visited the site last week, the moral there has been uplifted and staff feels as though they have been supported.*

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**10-2305 Appointment of Additional Co-Chairs and Members - Pupil Disciplinary Hearing Panel**

Appointment by the Board of Education of John Lynch, Claire Fisher, Michael Bonino, Sean McClung, Claire Mayer, Smy Carozza and Felicia Phillips, certificated persons, as a Pupil Disciplinary Hearing Panel Co-Chair and Member, effective September 23, 2010, pursuant to terms and conditions enumerated in Resolution No.1011-0014, adopted August 25, 2010.

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## Other Recommendation(s)

## Community Relations and Governance



**10-2358 Minutes - Board of Education - Regular Meeting - September 7, 2010**

Ratification by the Board of Education of Its Regular Meeting Minutes of September 7, 2010, prepared by Secretary and Staff shortly after said Meeting

**Attachments:** [Minutes - Board of Education - Regular Meeting - September 7, 2010](#)

**This Matter was Adopted on the Consent Agenda.**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

### **Passed The General Consent Report**

**A motion was made by Alice Spearman, 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: 6 - Jody London, David Kakishiba, Jumoke Hinton Hodge, Noel Gallo, Alice Spearman and Gary Yee  
Nay: 0  
Recused: 0  
Absent: 1 - Christopher Dobbins  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

### **O. Public Comments On All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 45 Minutes (Continued)**

*There were no Public Speaker Cards submitted.*

### **P. President's Statement Disclosing Item(s) to be Discussed in Closed Session Today**

*President Yee stated the meeting would recess to Closed Session to discuss Labor Matters, Legal Matters and Student Matters.*

**Q. Closed Session Item(s):****Labor Matter(s)****10-0798 Conference With Labor Negotiators**

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

Principal District Representative: Jacqueline Minor, General Counsel

**Public Employee Matter(s)****Roll Call (Secretary's Observation)**

*Vice President Christopher Dobbins present at 7:43 P.M.*

**Roll Call:** Present: Jody London, David Kakishiba, Jumoke Hodge, Noel Gallo, Alice Spearman, Christopher Dobbins and Gary Yee  
Excused: Nikita Mitchell

**10-2361 Public Employee Appointment/Discipline/Release**

Public Employee Appointment/Discipline/Release.

**Roll Call (Secretary's Observation)**

*Noel Gallo absent at 8:23 P.M.*

**Roll Call:** Present: Jody London, David Kakishiba, Jumoke Hodge, Alice Spearman, Christopher Dobbins and Gary Yee  
Excused: Nikita Mitchell  
Absent: Noel Gallo

**10-2362 Public Employee Appointment/Discipline/Release**

Public Employee Appointment/Discipline/Release.



**10-2368 Conference With Legal Counsel - Anticipated Litigation**

Public Employee Appointment/Discipline/Release.

**Pupil Matter(s)****Safety Committee - Report - September 15, 2010 - Alice Spearman, Chair**

**09-1196 Readmission Hearing - Student J**

**10-2214 Admission Hearing - Student N**

**10-2215 Admission Hearing - Student O**

**10-2234 Admission Hearing - Student K**

**R. Recess to Closed Session**

*President Yee recessed the meeting to Closed Session at 7:34 P.M.*

**S. Reconvene to Public Session**

*President Yee reconvened the meeting to Public Session at 8:59 P.M.*

**T. Second Roll Call**

**Roll Call:** Present: Jody London, David Kakishiba, Alice Spearman, Christopher Dobbins and Gary Yee

Absent: Nikita Mitchell, Jumoke Hodge and Noel Gallo

**U. President's Statement of Reportable Action Taken in Closed Session and the Vote or Abstention of Members Present, If Any**

*President Yee stated there was no reportable action taken in Closed Session.*

## V. Adoption of the Pupil Discipline Consent Report

10-2214 Admission Hearing - Student N

10-2215 Admission Hearing - Student O

10-2234 Admission Hearing - Student K

09-1196 Readmission Hearing - Student J

### Passed The Pupil Discipline Consent Report

A motion was made by Alice Spearman, 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: 5 - Jody London, David Kakishiba, Alice Spearman, Christopher Dobbins and Gary Yee

Nay: 0

Recused: 0

Absent: 2 - Nikita Mitchell, Jumoke Hinton Hodge and Noel Gallo

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

## W. Introduction of New Legislative Matter

*Director Spearman said she would like to place on the agenda for the next Board Meeting a discussion about the validity of the Board being a member of the California School Boards Association or other organizations that we may want to join and pay dues.*

*Director London said this was an appropriate matter for the Intergovernmental Relations Committee and she proposes the committee compile a list of all the organizations to which the District pays dues. She said if the Committee does this at their October meeting, it gives some time before the next budget cycle to look at all of them as a group.*

*Director Spearman asked Director London to make some recommendations also.*

*Director Kakishiba asked for the status of the request made regarding the Youth Ventures*

*JPA.*

*Director London said the Intergovernmental Relations Committee was prepared to give that report in the spring and the item was never placed on the agenda. She said she thought the Vice President was going to assist with getting the item placed on the agenda.*

*Director London said the committee did its research and can report back to the Board at the next Board Meeting.*

**X. Adjournment**

*President Yee adjourned the meeting at 9:04 P.M.*

Prepared By: \_\_\_\_\_

Approved By: \_\_\_\_\_