

# Oakland Unified School District

Board of Education  
Paul Robeson Building  
1025 2nd Avenue, Suite 301  
Oakland, CA 94606-2212  
(510) 879-8199 Voice  
(510) 879-8000 Fax



## AMERICANS WITH DISABILITIES ACT COMPLIANCE

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

## Minutes (Long)

Wednesday, June 29, 2005

4:00 PM

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

## State Administrator and/or Board of Education

*Randolph E. Ward, Ed.D.*  
*State Administrator*  
*and/or*

*President Gary Yee and Vice President David Kakishiba*  
*Directors: Kerry Hamill, Gregory Hodge, Noel Gallo, Dan Siegel, Alice Spearman*  
*Student Directors: Anne Chiang and Brytteni Floyd-Mayo*  
*Staff: Edgar Rakestraw, Jr., Secretary, Board of Education*

**A. Call To Order**

*State Administrator Randolph Ward, Ed.D., called the meeting to order at 4:08 P.M.*

**B. Roll Call**

**Roll Call:** Present: Alice Spearman, Anne Chiang and Randolph Ward

Absent: Kerry Hamill, David Kakishiba, Gregory Hodge, Dan Siegel, Noel Gallo, Brytteni Floyd-Mayo and Gary Yee

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

*Secretary Edgar Rakestraw stated that items to be considered in Closed Session today are as printed on the Agenda.*

**D. Closed Session Item(s)****Labor Matter(s)****05-0268 Conference With Labor Negotiators**

United Administrators of Oakland Schools (UAOS), Service Employees International Union-Local 790 (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.

District Representatives: Troy Christmas and Roy Combs, Esq.

**Legal Matter(s)****05-0102 Conference With Legal Counsel - Existing Litigation**

Emma Borens v. Oakland Unified School District, Alameda County Superior Court, Case No. 2002-055949.

**05-0749 Conference with Legal Counsel - Existing Litigation**

Johann Curry v. City of Oakland, et al., Alameda Superior Court, Case No. RG03098282

**05-0750 Conference with Legal Counsel - Existing Litigation**

Cathy Kora v. Oakland Unified School District, Alameda Superior Court, Case No. RG04164142

**05-0765 Conference with Legal Counsel - Existing Litigation**

California School Employees Association and Its Chapter #1 v. Oakland Unified School District, Case No. SF-CE-2226-E, PERB Decision No. 1770

**Pupil Matter(s)**

**04-0366 Readmission Hearing - Student XXX**

**05-0391 Readmission Hearing - Student RR**

**04-1122 Readmission Hearing - Student B**

**04-1472 Readmission Hearing - Student T**

**04-1558 Readmission Hearing - Student DD**

**05-0024 Readmission Hearing - Student OO**

**05-0230 Readmission Hearing - Student U**

**05-0318 Readmission Hearing - Student DD**

**05-0422 Readmission Hearing - Student XX**

**04-0260 Expulsion Hearing - Student GGG**

- 04-0439     **Expulsion Hearing - Student G**
- 05-0722     **Expulsion Hearing - Student ZZZ**
- 05-0723     **Expulsion Hearing - Student A**
- 05-0724     **Expulsion Hearing - Student B**
- 05-0725     **Expulsion Hearing - Student C**
- 05-0726     **Expulsion Hearing - Student D**

## **E. Recess To Closed Session**

*State Administrator Ward recessed the meeting to Closed Session at 4:09 P.M.*

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

*Director Kerry Hamill present at 4:25 P.M.*

**Roll Call:** Present: Kerry Hamill, Alice Spearman and Randolph Ward  
Excused: Anne Chiang and Brytteni Floyd-Mayo  
Absent: David Kakishiba, Gregory Hodge, Dan Siegel, Noel Gallo and Gary Yee

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

*President Gary Yee, Vice President David Kakishiba and Director Gregory Hodge present at 4:32 P.M.*

**Roll Call:** Present: Kerry Hamill, David Kakishiba, Gregory Hodge, Alice Spearman, Gary Yee and Randolph Ward  
Excused: Anne Chiang and Brytteni Floyd-Mayo  
Absent: Dan Siegel and Noel Gallo

## **F. Reconvene To Public Session**

*President Gary Yee reconvened the meeting to Public Session at 5:32 P.M.*

## G. Second Roll Call

**Roll Call:** Present: Kerry Hamill, David Kakishiba, Gregory Hodge, Dan Siegel, Alice Spearman, Anne Chiang, Noel Gallo, Gary Yee and Randolph Ward  
Absent: Brytteni Floyd-Mayo

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

*State Administrator Ward stated that there are no reportable items from Closed Session.*

## I. Report of Student Board Members

### 05-0691 Student Directors Report

Presentation of Student Directors' Report by Brytteni Floyd-Mayo and/or Anne Chiang.

*Anne Chiang introduced Josue Hernandez as one of the two new Student Directors of the Board of Education, noting the other member will be elected in September.*

### Secretary's Note

*President Yee then took up Item L, followed by Item J, followed by the resumption of the printed agenda order of business.*

### Roll Call (Secretary's Observation)

*Student Director Anne Chiang absent at approximately 5:30 P.M.*

**Roll Call:** Present: Kerry Hamill, David Kakishiba, Gregory Hodge, Dan Siegel, Alice Spearman, Noel Gallo, Gary Yee and Randolph Ward  
Absent: Anne Chiang and Brytteni Floyd-Mayo

### Roll Call (Secretary's Observation)

*Director Noel Gallo absent at 5:44 P.M.*

**Roll Call:** Present: Kerry Hamill, David Kakishiba, Gregory Hodge, Dan Siegel, Alice Spearman, Gary Yee and Randolph Ward  
Absent: Anne Chiang, Noel Gallo and Brytteni Floyd-Mayo

## J. State Administrator's Report

**05-0735****School Assistance and Intervention Team Monitoring Reports for Madison, Havenscourt, and McClymonds High Schools**

Approval by State Administrator of the School Assistance and Intervention Team (SAIT) Monitoring Reports for:

Havenscourt Middle School;  
Madison Middle School; and  
McClymonds High School.

**Attachments:** [WEBxtender](#)  
[Havenscourt-Madison SAIT Updates 6-29-05.ppt](#)  
[Madison SAIT Update 6-29-05.pdf](#)  
[Havenscourt SAIT Update 6-29-05.pdf](#)

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Randolph E. Ward  
Nay: 0  
Recused: 0  
Absent: 3 - Anne Chiang, Noel Gallo and Brytteni Floyd-Mayo  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

**K. Public Hearing(s)**

*None*

**L. Special Recognitions and Presentations****05-0747 Tribute - Anne Chiang - Student Board Member - 2004-2005 School Year**

Adoption of Resolution 0405-0169 - Tribute to Anne Chiang, Student Member, Board of Education, School Year 2004-2005.

**Attachments:** [WEBxtender](#)

*Anne Chiang, departing Student Board member, accompanied by her parents, was honored for her one-year term of service on the Board by State Administrator Ward, President Yee and Members of the Board. State Administrator Ward noted, among other accomplishments, that Chiang was most effective in getting students to join with District officials in accepting responsibility, in part, for improving facilities conditions at school sites. Board members expressed how much they enjoyed working with her, listening to her*

*represent student interests and were proud of her admission to the University of California, Berkeley. A resolution, associated herewith, was adopted commending Chiang for her work. Chiang was also presented with a dozen long-stem, red roses and a \$1,000 scholarship from private funds. Chiang, in turn, expressed her appreciation for the opportunity to serve and stated that she considered her tenure a valuable and growth experience. She promised to remain in touch.*

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Randolph E. Ward  
Nay: 0  
Recused: 0  
Absent: 3 - Anne Chiang, Noel Gallo and Brytteni Floyd-Mayo  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

## **M. Public Comments on All Other (Remaining) Agenda and Non-Agenda Items**

*Ben Visnick, OEA, said the Association has rejected waivers from a number of middle schools which would expand the number of periods taught from five to six. He said we need more prep time for the teachers so they can do individualized type programs for the students. Mr. Visnick stated the need to take advantage of the staff we currently have to address the equity issue.*

*Oscar Wright, in recognizing the academic progress made by McClymonds High School, expressed pleasure in learning that honors courses and advanced placement courses are now a reality at McClymonds High School.*

*Mindy Landmark, OBAC, supporting the adoption of the Board Policy on Asthma on tonight's agenda, spoke on effects of asthma on Oakland children and in California and that asthma is the leading cause of school absenteeism due to chronic illness nationwide. She urged adoption of the proposed Policy.*

*Richard Taylor, parent, Maxwell Park School, read a statement on the dismantling of the school and he urged the removal of the current principal.*

*Janice Teason, nurse practitioner at one of the school based health centers, spoke in favor of the proposed board policy on availability of condoms at school sites. C. Sengel, Miguel Lopez, and London Arango also spoke in favor of the policy.*

*Clara Barner, parent, Maxwell Park, asked about the principal selection process.*

## Roll Call (Secretary's Observation)

*Director Dan Siegel absent at 6:52 P.M.*

**Roll Call:** Present: Kerry Hamill, David Kakishiba, Gregory Hodge, Alice Spearman, Gary Yee and Randolph Ward

Absent: Dan Siegel, Anne Chiang, Noel Gallo and Brytteni Floyd-Mayo

## N. Adoption of General Consent Report

### Student Achievement



[05-0650](#)

#### **Amendment No. 1 - Professional Services Agreement - East Bay Agency for Children**

Approval by State Administrator on behalf of District of Amendment No. 1 of a Professional Services Agreement with East Bay Agency for Children, for the latter to provide wrap-around services for the students and families of Hawthorne School, in an additional amount of \$50,000.00 increasing the current contract from a not to exceed amount of \$65,000 to a not to exceed amount of \$115,000.00, for the period of September 1, 2004 through June 30, 2005.

**Funding Source: Title I**

**Attachments:** [WEBxtender](#)

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



[05-0720](#)

#### **School Site Plan - Student Achievement - 2005-2006**



Approval by State Administrator on behalf of District of 2005-2006 Single Site Plan for Student Achievement for the following schools:

Acorn Woodland  
Allendale  
Ascend  
Bella Vista  
Brookfield  
Edna Brewer  
Carter  
Castlemont Business & Information Technology  
Chabot  
Claremont  
Cleveland  
Cox  
College Preparatory & Architecture Academy  
Crocker Highlands  
East Oakland Community  
East Oakland School of the Arts  
Elmhurst  
Emerson  
Encompass  
Explore  
Far West  
Franklin  
Frick  
Fruitvale  
Garfield  
Grass Valley  
Havenscourt  
Hawthorne  
Highland  
Hoover  
Howard  
International Community  
Jefferson  
M.L. King, Jr.  
La Escuelita  
Lafayette  
Lazear  
Leadership Preparatory High  
Life Academy  
Lockwood  
Lowell  
Madison  
Mandela High School  
Horace Mann  
Manzanita  
Markham  
Marshall

Maxwell Park  
Media College Prep  
Melrose  
Merritt Middle College High  
Metwest  
Joaquin Miller  
Oakland High  
Oakland Technical  
Parker  
Peralta  
Piedmont Avenue  
Prescott  
Robeson School Visual & Performing Arts  
Roosevelt  
Calvin Simmons  
Sequoia  
Sherman  
Sobrante Park  
Stonehurst  
Sante Fe  
Think College Now  
Thornhill  
Tilden  
Webster  
Westlake  
Whittier  
Youth Empowerment School (YES)

**Funding Source: Title I, SIP, EIA/LEP and EIA/SCE**

**Attachments:** [WEBxtender](#)

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



**05-0748**

**Professional Services Contract - Catapult Learning, LLC - Prescott Elementary School**

Approval by the State Administrator, on behalf of District, of a Professional Services Contract with Catapult Learning, LLC, for a Summer School Reading and Math Program for sixty (60) students at Prescott Elementary School, for the time period June 28, 2005 through July 29, 2005, in an amount not to exceed \$109,930.00.

**Funding Source: Title I**

**Attachments:** [WEBxtender](#)

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



**05-0767**

**Adult Education Classes - Mutual Agreement - Emery/Oakland Unified School Districts**

Approval by the State Administrator, on behalf of the District, of Resolution No. 0405-0125, Permitting the District to provide Adult Education Classes within the borders of the Emery Unified School District, pursuant to terms and conditions stated herein.

**Funding Source: Adult Education ADA**

**Attachments:** [WEBxtender](#)  
[05-0767 - Adult Education Classes - Emery-Oakland Unified School Districts.pdf](#)

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

## Human Resources



### **05-0652 Resolution No. 0405-0151 - Elimination and Creation of a Certificated Positions**

Approval by State Administrator of Resolution No. 0405-0151 - Elimination and creation of the following represented certificated positions in the Instructional Services Department:

Eliminate:

Position Title/FTE	Salary Schedule/Range
Lead Principal Coach (1.0 FTE)	OEA Certificated K-12 Teachers Salary Schedule K12 + St. \$37,090 - \$66,690 (Based on degree, units and experience) 198 days, 6.0 hrs.

Create:

Position Title/FTE	Salary Schedule/Range
Lead Principal Coach (1.0 FTE)	UAOS Certificated Management, Salary Schedule A214, Range 71 \$62,899 - \$80,285 214 days, 7.5 hours

**Attachments:** [WEBxtender](#)

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



### **05-0737 Personnel Report No. 0005-0019**

Approval of Personnel Report No. 0005-0019.

**Attachments:** [WEBxtender](#)

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, that this matter be Adopted. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Randolph E. Ward

Nay: 0  
Recused: 0  
Absent: 4 - Dan Siegel, Anne Chiang, Noel Gallo and Brytteni Floyd-Mayo  
Preferential Aye: 0  
Preferential Abstention: 0  
Preferential Nay: 0

[05-0739](#)

### **Application - Professional Clear Credential for District Intern - Project Pipeline**

Approval of State Administrator on behalf of the District of a recommendation/application to the Commission on Teacher Credentialing requesting a Professional Clear Credential be issued to the following Project Pipeline intern teacher:

Ellery Edwards

**Attachments:** [WEBxtender](#)

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

[05-0741](#)

### **Release Agreement - California Tomorrow (CT) - Alicia Romero**

Approval by the State Administrator, on behalf of District, of a Release Agreement between the District and California Tomorrow (CT), for the on-loan services of Alicia Romero, for the latter to develop English Language Development (ELD) units and materials and design small school seminars and materials; from July 1, 2005 through December 31, 2005 or as modified by mutual agreement of the parties; costs reimbursable to the District in the amount of salary and benefits.

**Funding Source: California Tomorrow**

**Attachments:** [WEBxtender](#)

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

[05-0752](#)

### **Resolution No. 0405-0170 - Elimination of Certain Classified Positions in the District**

Approval by State Administrator of Resolution No. 0405-0170 - Elimination of certain represented and non-represented classified positions in the District as specified herein due to lack of funds:

No. of Positions (FTE)	Position Title
13.0	Outreach Consultant
5.0	Library Clerk
2.0	Assistant Attendance Clerk
4.0	Program Assistant I
3.0	Community Relation Assistants
2.0	Administrative Assistant II
2.0	Office Manager II (Confidential)

Total FTE: 31.0

**Attachments:** [WEBxtender](#)

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

## Student, Family and Community Services



### [05-0587](#) **Board Policy - Students - BP 5131.65 - Asthma**

Adoption of Board Policy - Students - BP 5131.65 - Asthma.

**Attachments:** [WEBxtender](#)  
[BP 5151.65 - Students - Asthma.doc](#)

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



### [05-0694](#) **Amended Board Policy - Students - BP 5141.25 - Availability of Condoms**

Adoption of Amended Board Policy - Students - BP 5141.25 - Availability of Condoms, revising policy as published.

**Attachments:** [WEBxtender](#)  
[BP 5141 25 - Availability Of Condoms- AMENDED.rtf](#)

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



### [05-0731](#) **Service Agreement - Paradigm Health Care Services - Medi-Cal Services**

Approval by State Administrator, on behalf of the District, of a Service Agreement Between District and Paradigm Health Care Services, for the latter to provide Medi-Cal eligibility determinations and billing services for pupils and families for the period July 1, 2005 through June 30, 2008, at a cost not to exceed \$803,000.00.

**Funding Source: LEA Medi-Cal Billing Option Funds**

**Attachments:** [WEBxtender](#)

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

[05-0743](#)**Contract - Alameda County Public Health Department - Oversight of District's School Nursing Program**

Approval by the State Administrator on behalf of the District of a Contract with Alameda County Public Health Department, for the latter to provide technical assistance services, collaborative policy and protocol development guidance to District's school nursing program for the period of July 1, 2005 through June 30, 2008 in an amount not to exceed \$77,159.00.

**Funding Source: SFCS-Health Services Budget # 9681110301**

**Attachments:** [WEBxtender](#)

*At the meeting a correction, prior to adoption, was read into the record stating that the contract date should be July 1, 2005 through June 30, 2008 (rather than July 1, 2004 through June 30, 2005) and changing amount to \$77,159.00 (rather than \$71,159.00).*

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

**Fiscal**[05-0734](#)**Resolution 0405- 0154 - Multi-Hazard Mitigation Plan - Oakland Unified School District**

Adoption by State Administrator of Resolution No. 0405-0154 - Approving the Association of Bay Area Governments (ABAG) Report "Taming Natural Disasters," the multi-jurisdictional Local Hazard Mitigation Plan for the San Francisco Bay Area, with local adaptation, as the Multi-Hazard Mitigation Plan for Oakland Unified School District.

**Attachments:** [WEBxtender](#)

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

[05-0745](#)**Professional Services Agreement - American Appraisal Associates - Capital Assets Inventory**

Approval by the State Administrator on behalf of the District of a Professional Services Agreement with American Appraisal Associates, Los Angeles, CA, to develop a comprehensive report covering the capital assets of the District and to assist the District in meeting financial reporting requirements and the implementation of Governmental Accounting Standards Board's (GASB) Statement No. 34 for the period June 30, 2005 to December 30, 2005, in an amount not to exceed \$105,000.00.

**Funding Source: General Purpose**

**Attachments:** [WEBxtender](#)

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

## Facilities



[05-0697](#)

### **Professional Services Agreement - Robert Hitchinson - Piedmont Elementary School Portables Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Robert Hitchinson, San Rafael, CA, for the latter to provide state required inspection services in conjunction with the Piedmont Elementary School Portables Project for the period commencing June 10, 2005 and concluding upon completion of the project, or permanent abandonment of the project by the District, or September 10, 2005, whichever date comes first, in an amount not-to-exceed \$3,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



[05-0698](#)

### **Purchase and Delivery - Central Wholesale - Oakland Technical High School Modernization Project**

Ratification by State Administrator, on behalf of the District, of Purchase and Delivery Agreement with Central Wholesale, Pleasanton, CA, for the latter to provide a switchgear for the power system in conjunction with the Oakland Technical High School Modernization Project for the period commencing June 22, 2005 and terminating August 30, 2005 in an amount not-to-exceed \$44,452.65.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



[05-0699](#)

### **Professional Services Agreement - Chipman Moving & Storage - District-Wide Relocation Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Chipman Moving & Storage, Alameda, CA, for the latter to provide moving and relocation services as specified in the District's request for proposal for moving services in conjunction with the District-Wide Relocation Project for the period commencing May 15, 2005 and concluding no later than December 31, 2006 in an amount not-to-exceed \$178,980.00.

**Funding Source: General Obligation Bond and Developer Fees**

**Attachments:** [WEBxtender](#)

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



[05-0700](#)

### **Lease Agreement - Gary Doupnik Mfg. Inc. - Urban Promise Academy New Facility Project**

Approval by State Administrator, on behalf of the District, of Resolution No. 0405-0105 authorizing and approval a Lease Agreement with Gary Douppnik Mfg., Inc., Loomis, CA, utilizing piggyback award of Western Placer Unified School District, for the latter to deliver, install and relocate portables in conjunction with the Urban Promise Academy New Facility Project for the period commencing April 15, 2005 and terminating March 31, 2006 in the amount not to exceed \$196,600.00.

**Funding Source: General Obligation Bond and Developer Fees**

**Attachments:** [WEBxtender](#)

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



**05-0701**

**Professional Services Agreement - Greg Rojas & Associates - Manzanita Elementary Small Schools Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Greg Rojas & Associates, San Francisco, CA, for the latter to provide architectural master planning and design services for portable relocation and removal, resolution of drainage problems, new signage and lighting, foundation, data, telephone and fire alarm in conjunction with the Manzanita Elementary Small Schools Project for the period commencing June 1, 2005 and concluding no later than December 31, 2006 in an amount not-to-exceed \$49,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



**05-0702**

**Professional Services Agreement - Ray Palma - Crocker Highlands Elementary School Modernization Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Ray Palma, Sacramento, CA, for the latter to provide state required inspection services in conjunction with the Crocker Highlands Elementary School Modernization Project for the period commencing June 24, 2005 and concluding upon completion of the project, or permanent abandonment of the project by the District, or September 30, 2005, whichever date comes first, in an amount not-to-exceed \$9,240.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



**05-0703**

**Amendment No. 3 - ACC Environmental - McClymonds Small Schools**



Ratification by State Administrator, on behalf of the District, of Amendment No. 3 to Professional Services Agreement with ACC Environmental, Oakland, CA, for the latter to provide site preparation work including the removal and cleaning of an oil and water separator, the removal of two hydraulic hoist cylinders and an obsolete air compressor in conjunction with the McClymonds Small Schools in an amount not-to-exceed \$9,030.00, increasing the Agreement from \$26,304.00 to a not-to-exceed amount of \$35,334.00. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



**05-0704**

**Amendment No. 2 - Stoner Meek Architects - Urban Promise Academy**

Ratification by State Administrator, on behalf of the District, of Amendment No. 2 to Professional Services Agreement with Stoner Meek Architects, San Francisco, CA, for the latter to provide architectural services relating to the purchase and installation of three portable buildings in conjunction with the Urban Promise Academy in an amount not-to-exceed \$8,875.00, increasing the Agreement from \$398,480.00 to a not-to-exceed amount of \$407,355.00. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



**05-0709**

**Award of Bid and Construction Contract - West Coast Contractors - Hillcrest Elementary School Two Story New Modular Project**

Ratification by State Administrator, on behalf of the District, of Resolution No. 0405-0165 - Awarding Bid and Construction Contract to West Coast Contractors, Fairfield, CA, for the latter to construct a new modular classroom building and elevator, accessibility upgrades to two restrooms and installation of new electrical services including transformer and switchboard in conjunction with the Hillcrest Elementary School Two Story New Modular Project for the period commencing June 23, 2005 and ending on December 16, 2005 in the amount of \$3,495,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



**05-0710**

**Professional Services Agreement - ACC Environmental - Cole Elementary Roofing Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with ACC Environmental, Oakland, CA, for the latter to prepare project specifications for the removal of asbestos containing roofing materials as delineated in plans and specifications in conjunction with the Cole Elementary Roofing Project for the period commencing May 9, 2005 and concluding no later than August 30, 2005 in an amount not-to-exceed \$4,625.00.

**Funding Source: Deferred Maintenance**

**Attachments:** [WEBxtender](#)

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



**05-0712**

**Professional Services Agreement - Cor-O-Van Moving - District-wide Moving and Relocation Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Cor-O-Van Moving, Dublin, CA, for the latter to provide moving and relocation services as specified in the District's request for proposal for moving services, for the period commencing May 15, 2005 and concluding no later than December 31, 2006 in an amount not-to-exceed \$201,000.00.

**Funding Source: General Obligation Bond and Developer Fees**

**Attachments:** [WEBxtender](#)

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



**05-0713**

**Purchase & Delivery Agreement - Gary Douppnik Mfg., Inc. - Chabot Elementary School New Portable Project**

Ratification by State Administrator, on behalf of the District, of Purchase & Delivery Agreement with Gary Douppnik Mfg., Inc., Loomis, CA, utilizing piggyback award of Western Placer Unified School District, for the latter to install a new portable restroom building in conjunction with the Chabot Elementary School New Portable Project for the period commencing April 30, 2005 and terminating September 30, 2005 in an amount not-to-exceed \$48,800.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



**05-0714**

**Award of Bid and Construction Contract - Tucker Technology - Hawthorne Elementary School Card Access Project**

Ratification by State Administrator, on behalf of the District, of Resolution No. 0405-0118 - Awarding Bid and Construction Contract to Tucker Technology, Oakland, CA, for the latter to install a card key access control system and rekey the locks in conjunction with the Hawthorne Elementary School Card Access Project for the period commencing April 1, 2005 and ending on June 30, 2005 in the amount of \$133,000.00.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

*At the meeting a correction, prior to adoption, was read into the record stating that the funding source is General Obligation Bonds (rather than Deferred Maintenance).*

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



**05-0715**

**Professional Services Agreement - Valley Relocation and Storage - District-wide Moving and Relocation Project**

Ratification by State Administrator, on behalf of the District, of Professional Services Agreement with Valley Relocation and Storage, Concord, CA, for the latter to provide moving services in response to the District's Request for Proposal for District-wide Moving and Relocation Project for the period commencing May 15, 2005 and concluding no later than December 31, 2006 in an amount not-to-exceed \$176,000.00.

**Funding Source: General Obligation Bond and Developer Fees**

**Attachments:** [WEBxtender](#)

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



**05-0717**

**Amendment No. 1 - ACC Environmental - Castlemont Small Schools Project**

Ratification by State Administrator, on behalf of the District, of Amendment No. 1 to Professional Services Agreement with ACC Environmental, Oakland, CA, for the latter to provide specifications and air monitoring services due to the discovery of asbestos while removing flooring in conjunction with the Castlemont Small Schools Project in an amount not-to-exceed \$10,325.00, increasing the Agreement from \$19,637.50 to a not-to-exceed amount of \$29,962.50, and extending the end date from March 18, 2005 to July 29, 2005. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



**05-0718**

**Amendment No. 1 - Inspection Services Inc. - Madison Middle School ADA Accessibility Project Increment III**

Ratification by State Administrator, on behalf of the District, of Amendment No. 1 to Professional Services Agreement with Inspection Services Inc., San Francisco, CA, for the latter to continue to provide state required testing services during the construction of a concrete ramp which was not in the original project specifications in conjunction with the Madison Middle School ADA Accessibility Project Increment III in an amount not-to-exceed \$3,000.00, increasing the Agreement from \$15,000.00 to a not-to-exceed amount of \$18,000.00, and extending the end date from December 31, 2004 to September 30, 2005. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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



**[05-0719](#)**

**Amendment No. 1 - Sparks Inspection Services - Melrose Leadership Academy**

Ratification by State Administrator, on behalf of the District, of Amendment No. 1 to Professional Services Agreement with Sparks Inspection Services, Linden, CA, for the latter to perform in-plant fabric inspection services in conjunction with the Melrose Leadership Academy Project in an amount not-to-exceed \$1,900.00, increasing the Agreement from \$6,300 to a not-to-exceed amount of \$8,200.00. All other terms and conditions of the Agreement remain in full force and effect.

**Funding Source: General Obligation Bond**

**Attachments:** [WEBxtender](#)

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

## State Administrator and/or Board of Education



**[05-0746](#)**

**Minutes, State Administrator and/or Board of Education**

Ratification of State Administrator and/or Board of Education minutes prepared by Secretary and staff shortly thereafter for the following meetings:

Regular Meeting, June 8, 2005

Special Meeting, June 15, 2005

**Attachments:** [WEBxtender](#)

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

## Adopted the General Consent Report

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Votes:** Adv Aye: 0

Adv Nay: 0

Adv Abstain: 0

Aye: 1 - Randolph E. Ward

Nay: 0

Recused: 0

Absent: 4 - Dan Siegel, Anne Chiang, Noel Gallo and Brytteni Floyd-Mayo

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

## O. Unfinished Business



### 04-1310 Multi-Year Financial Recovery Plan

Presentation of District's Multi-Year Financial Recovery Plan (MYFRP) 2004-2007 and a review of the Governing Board's fiduciary responsibilities.

**Attachments:** [2nd Interim Oakland.ppt](#)  
[RBB Training v02-23-05.ppt](#)  
[04-1413\\_District's\\_Multi-Year\\_Fiscal\\_Recovery\\_Plan\\_-\\_Fiscal\\_Years\\_2005-7\[1\].pdf](#)

*Director Kakishiba said the budget process for 05-06 is not used by other local governments. The budget process usually begins in October. Schools sites under RBB need to start making decisions by November and December. He requested a discussion in July of a budget development calendar and the Board's role individually and as a whole.*

*President Yee said the decisions which resulted in the Consent Calendar item which led to 13 community outreach workers being laid off were triggered by Central Office policy decisions about where the \$2 million would come from. He is disappointed that there is no mechanism to establish priorities around curriculum, instruction, staffing in the budget development process. He does not understand why a limited advisory role for the Board is not included.*

*Kim Shipp said it appears that our systems are not lining up with each other in terms of when we make a decision in terms of breaking down departments; we have an overburden of certain staff members to take care of everything.*

**Hearing Held and Closed**

## P. New Business

*None*

## Q. Adoption of the Pupil Discipline Consent Report

**04-0366** Readmission Hearing - Student XXX

**05-0391** Readmission Hearing - Student RR

**04-1122** Readmission Hearing - Student B

**04-1472** Readmission Hearing - Student T

- 04-1558     **Readmission Hearing - Student DD**
- 05-0024     **Readmission Hearing - Student OO**
- 05-0230     **Readmission Hearing - Student U**
- 05-0318     **Readmission Hearing - Student DD**
- 05-0422     **Readmission Hearing - Student XX**
- 04-0260     **Expulsion Hearing - Student GGG**
- 04-0439     **Expulsion Hearing - Student G**
- 05-0722     **Expulsion Hearing - Student ZZZ**
- 05-0723     **Expulsion Hearing - Student A**
- 05-0724     **Expulsion Hearing - Student B**
- 05-0725     **Expulsion Hearing - Student C**
- 05-0726     **Expulsion Hearing - Student D**

### **Adopted the Pupil Discipline Consent Report**

**A motion was made by Randolph E. Ward, seconded by Randolph E. Ward, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Votes:** Adv Aye: 0  
Adv Nay: 0  
Adv Abstain: 0  
Aye: 1 - Randolph E. Ward  
Nay: 0

Recused: 0

Absent: 4 - Dan Siegel, Anne Chiang, Noel Gallo and Brytteni Floyd-Mayo

Preferential Aye: 0

Preferential Abstention: 0

Preferential Nay: 0

## **R. Board Discussion**

*Director Hamill said the District does not have a computer system that is reliable. We did not have possession of our own economic bottom line two years ago because of a computer problem. Then we were going to convert to a new computer system that was purchased and people were very uncertain about and it has never been right. We keep digging ourselves in deeper and deeper.*

### **R1 Recess**

*President Gary Yee recessed the meeting at approximately 7:58 P.M. until 2:45 P.M., Thursday, June 30, 2005.*

### **R2 Reconvene**

*State Administrator Ward, with Alice Spearman, Acting President, reconvened the recessed January 29, 2005 Regular Meeting at 3:05 P.M., Thursday, June 30, 2005 in the Board Room.*

### **R3 Roll Call (Secretary's Observation)**

**Roll Call:** Present: Alice Spearman and Randolph Ward

Absent: Kerry Hamill, David Kakishiba, Gregory Hodge, Dan Siegel, Anne Chiang, Noel Gallo, Brytteni Floyd-Mayo and Gary Yee

### **R4 Secretary's Note - Action Taken**

*State Administrator Ward, following public comments, approved Legislative File 0505-0737 - Personnel Report No. 0005-0019 (See official legislative file above), which included Administrative Assignments for School Year 2005-2006.*

## **S. Adjournment**

*State Administrator Ward, with Alice Spearman, Acting President, adjourned the meeting at approximately 3:17 P.M., Thursday, June 30, 2005.*

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

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