

Oakland Unified School District

Board of Education
LaEscuelita Education Center
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Meeting Minutes Long - Final

Wednesday, January 23, 2013

5:00 PM

**The Great Room, LaEscuelita Education Center, 1050 2nd Avenue, Oakland, CA
94606-2212**

Board of Education

President David Kakishiba

Vice President Jumoke Hinton Hodge

***Directors: Jody London, Gary Yee,
Christopher Dobbins, Roseann Torres,
James Harris***

***Student Directors: Carmen Jimenez,
Pierre Salmeri***

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

A. Call To Order

President David Kakishiba called the meeting to order at 5:09 P.M.

B. Roll Call

Present 7 -

Student Director Carmen Jimenez, Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent 2 -

Student Director Pierre Salmeri, and Director Christopher Dobbins

C. Pledge of Allegiance

The Pledge of Allegiance was recited in unisom by the audience.

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

President Kakishiba stated Item F1, Special Order of the Day, Proclaiming District School Counseling Week - February 4-8, 2013 will be considered first on the agenda. After Item F1 the Board considered Item E, Public Comments on Non Agenda Items, and Item F, Student Board Member Report. Following Item F the agenda was taken up in the order as printed.

Vice President Jumoke Hinton Hodge requested Legislative File ID 13-0214 be pulled from General Consent Report No. 1 for discussion and possible seperate action.

Board Secretary Rakestraw requested General Consent Report No. 2 be withadrawn due to technical issues.

Roll Call (Secretary's Observation)

Christopher Dobbins present at 6:18 P.M.

Present 8 -

Student Director Carmen Jimenez, Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent 1 -

Student Director Pierre Salmeri

E. Public Comments On All Non-Agenda Items Within the Subject Matter Jurisdiction of the District (30 Minutes)

13-0156 Public Comments On All Non-Agenda Items Within the Subject Matter Jurisdiction of the District (30 Minutes) - January 23, 2013

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes - January 23, 2013.

Jim Mordecai spoke about child abuse laws. He said most charter schools are not unionized putting at-will employees in the position of waiting and reporting abuse, facing a fine of a few thousand dollars and possibly putting their job at risk. He said at a charter school if you report child abuse the person will not be around.

F. Student Board Members' Report

Presentation of Student Directors' Report - January 23, 2013.

Student Director Carmen Jimenez reported on the following ACC activities.

*On January 15th ACC Middle Schools had their middle school meeting.
Upcoming Events: Winter Festival and 8th Grade BBQ*

*Delegates at West Oakland Middle School reported on school improvements:
An increase of students wearing uniforms to schools, increased student attendance and the elimination of pests.*

*Delegates from Westlake Middle School reported no more tagging in the boy's restroom and a cleaner school.
Upcoming Events: Valentine Dance and Candy Gram Fundraiser.*

January 17th AAC held their high school meeting at Fremont High School. Schools in attendance were: Oakland, Oakland Tech, Met West, CCPA Dewey and Ralph J. Bunche.

*Fremont Delegate Report:
The need for space heaters and more after school support for students.*

Remaining Concerns: Heating in the building and the training and observance of new teachers.

*Oakland High School Delegate Report
A reduction in tardies, security and lunch lines.*

*Skyline High School Delegate Report
Security of books and the support of teachers involved in ACC activities.
Upcoming Events: BSU, La Raza and AYS and Poly club Assemblies.*

*Oakland Tech Delegate Report:
More students involved in youth activities.
Needed Improvements: Textbooks and the number of overcrowded classes.*

*Board Member Comments
Director London said she would like to observe the Fish Bowl for the schools in District 1.*

*Public Comments
None.*

F1. Special Order of the Day



[13-0211](#)

District School Counseling Week - February 4-8, 2013

Adoption by the Board of Education of Resolution No. 1213-0089 - Proclaiming February 4-8, 2013 as District School Counseling Week In Observance of National School Counseling Week.

Attachments: [13-0211 District School Counseling Week - February 4-8, 2013](#)

Deputy Superintendent Maria Santos made the presentation. Ms. Santos said the Proclamation is in observance of National School Counseling Week - February 4-8th.

Public Comments

Alice Phillips thanked the Board for the Resolution recognizing the unique contributions of credentialed counselors. She said the Resolution is in sync with President Obama's recent remarks supporting the work of counselors and the increased need for counselors in schools. Counselors work daily towards the goal of sending students to college to realize their dreams. She said currently half of the middle schools and some high schools have no credentialed counselors and asked that the current ratio of 700 students to 1 counselor be reduced to at least 500 students to 1 counselor.

Adopted

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 1 -

Student Director Pierre Salmeri

Non-voting: 1 -

Student Director Carmen Jimenez

Enactment No: 13-0229

G. Public Hearing(s)

None.

H. Unfinished Business

Teaching and Learning Matter(s)

[12-3015](#)**Decision - Aspire Public Schools - Golden State College Preparatory Academy - Petition and Proposed Charter School (Renewal) (Grades 6-12)**

Approval by the Board of Education of the Aspire Public Schools - Golden State College Preparatory Academy - Petition and Proposed Charter School (Renewal) (Grades 6-12), for period ending June 30, 2018, as revised, pursuant to terms and conditions contained in the staff report dated January 23, 2013, incorporated herein by reference as though fully set forth.

Attachments: [12-3015 Aspire Public Schools - Golden State College Preparatory Academy - Petition and Proposed Charter School \(Renewal\) \(Grades 6-12\).](#)
[12-3015 Presentation - Public Hearing - Aspire Public Schools - Golden State College Preparatory Academy - Petition and Proposed Charter School \(Renewal\) \(Grades 6-12\).](#)
[12-3015 - Public Hearing Notice - Proof of Publication](#)
[12-3015 Decision - Aspire Public Schools - Golden State College Preparatory Academy - Petition and Proposed Charter School \(Renewal\) \(Grades 6-12\)](#)

Staff presentation - Phil Dotson, Acting Coordinator, OUSD Charter Schools Office.

Mr. Dotson said the legislative intent regarding accountability for charter schools is to improve pupil learning; hold schools accountable for measurable pupil outcomes; and to provide schools with a method to change from rule based to performance based accountability systems. The expectation is that schools released from the Education Code will improve pupil learning and perform better than District schools. Protocol used for consideration for charter renewals is based on these key ideas and includes a review of the school's performance over the charter term with reference to a rubric that defines what the District considers a quality charter school.

Regarding Aspire Golden State:

- *The school opened in 2008 as part of the Aspire Public School CMO which includes seven different schools in the Oakland area.*
- *This is the first charter renewal for this school.*
- *Current enrollment is 485 students in grades 6-12. Enrollment consists of 68% Latino, 29% African American and 3% designated as other.*
- *Special Education services are provided by the El Dorado County Office of Education.*
- *The school reports 80% of its students receive free or reduced lunch, 7% percent receive Special Education services and 24% percent are English Language Learners.*

Strengths recognized on OUSD Staff's visit:

- *A commitment by key stakeholders to achieve the charter mission described in the petition.*
- *Students have the opportunity to attend college through a Junior College system while attending high school.*
- *Staff interviews with families indicate the families were very satisfied with the educational program at the school.*
- *The financial oversight is thorough, pro-active, long range and conservative.*

Challenges

- *Over four years prior to the renewal, the school experienced a 38 point jump in its API Score. In the last year the school experienced a 47 point loss.*
- *The school failed to meet its measureable outcomes in several areas.*
- *In September 2011 the school had to move and the result of the move may have had some cultural changes to the school.*

Staff Recommendation:

Based on the analysis of Aspire Golden State Academy performance outcomes and evaluation of its program over the past four years, the school is deem academically sound, an effective, viable organization for the purpose of renewal. Based on the review by the Office of Charter Schools, the school's records and performances is deemed to have been faithful to the terms of its charter. It is the recommendation by the staff that Aspire Golden State College Preparatory Academy be approved with the conditions as revised to include the terms and conditions enumerated in the staff report.

Public Comments

Jim Mordecai urged the Board to decline support for Aspire Charter School. Mr. Mordecai said one of the problems is Aspire makes reference to employees will sign off a child abuse form, but they don't say what's on the form. He said his concern is if employees suspect child abuse, they should contact Child Protective Services.

Board Member Comments

Director London said she is concerned about the drop in the school's API Score.

Mr. Dotson said a school may take a dip up or down in any given year. Identifying the source of that dip is the principal's job. The Office of Charter Schools met with the principal and is confident they understand the data and that the organization has to be data driven. He said there is a process if the school does not move forward with the conditions of the renewal.

Director London wanted to know if the District will be monitoring the school.

Mr. Dotson said "Yes" and the Office of Charter Schools will also work with the school to identify some of their pupil measureable outcomes to see where the District can tweak them to meet the needs of the students. He said the District will be hands on with the school.

Director Yee said he plans to support staff's recommendation because he has a degree of confidence in Aspire's interest in maintaining a high level of accountability within its network of schools.

David Montes de Oca said the specific intent is to provide an increased amount of monitoring after the second year so that the District can monitor pupil outcomes. One of the four aspects of charter revocations is not meeting pupil outcomes. Mr. Montes de Oca noted although the school had a drop of 47 points in its API Score last year, the school gained 38 point over the last four years.

Director Yee said the District's responsibility for oversight of charter schools, it seems to him a heavy responsibility to maintain year to year analysis of student achievement and to bring any kinds of actions between renewals.

Adopted

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 1 -

Student Director Pierre Salmeri

Non-voting: 1 -

Student Director Carmen Jimenez

Enactment No: 13-0230

[12-3016](#)**Decision - East Oakland Leadership Academy - Petition and Proposed Charter School (Renewal) (Grades K-8)**

Approval by the Board of Education of the East Oakland Leadership Academy - Petition and Proposed Charter School (Renewal) (Grades K-8), for period ending June 30, 2018, as revised, pursuant to terms and conditions contained in the staff report dated January 23, 2013, incorporated herein by reference as though fully set forth.

Attachments: [12-3016 East Oakland Leadership Academy - Petition and Proposed Charter School \(Renewal\) \(Grades K-8\)](#)
[12-3016 East Oakland Leadership Academy - Petition and Proposed Charter School \(Renewal\) \(Grades K-8\) - Red Lined Copy](#)
[12-3016 Presentation - Public Hearing - East Oakland Leadership Academy - Petition and Proposed Charter School \(Renewal\) \(Grades K-8\)](#)
[12-3016 - Public Hearing Notice - Proof of Publication](#)
[12-3016 Decision - East Oakland Leadership Academy - Petition and Proposed Charter School \(Renewal\) \(Grades K-8\)](#)

Staff Report – Phil Dotson, Office of OUSD Charter School.

Mr. Dotson said the same charter renewal standards were applied to East Oakland Leadership as with Aspire, the report will refer to the school as EOLA.

- *The school opened in 2003.*
- *Current enrollment is 116 student of K-8th grade.*
- *Current demographics: 66% Latino, 30% African American and 4% Asian.*
- *Special Educations services are provided by the District.*
- *The school reports 93% of the population receive free or reduced lunch.*
- *Eleven percent receive Special Education services.*
- *Fifty five percent are English Language Learners.*

Between 2009 and 2012 the school has grown its API Score by 58 points. Students moved from Proficient to Advance in English Language Arts from 30% to 49%. Students in Math moved from Proficient to Advance from 40% to 50%. The school's API Score grew from 709 in 2009 to 767 in 2012. The school has a high attendance rate and the Governing Board is actively involved in its fiscal management.

Challenges

- *Lack ongoing professional development for teachers.*
- *The schools' capacity to attract students which can eventually effect their fiscal stability.*
- *The schools' measurable outcomes were not met in two out of five areas and partially met in one other area.*
- *Recent acquisition of new buildings have reduced the fiscal reserves of the school.*

Findings of the Office of Charter Schools

Based on the analysis of East Oakland Leadership Academy's performance and outcomes and evaluations of its educational program over the past four years, the school is deemed to be academically sound for the purpose of renewal. Based on the analysis the school is deemed an effective and viable organization for the purposes of charter renewal. Based on the review of the schools' records and performance, the school is deemed to have been faithful to the terms of its charter petition as submitted.

Staff Recommendation

The Office of Charter Schools recommends the staff report be approved for EOLA with conditions as revised to include the terms and conditions in the staff report.

Board Member Comments

Director Harris said the he was shocked by the 60% graduation rate. He wanted to know how the school plans to address that issue although the school is a sound academic institution.

Mr. Dotson said it is up to the school to address the need for a high graduation rate.

Mr. Montes de Oca noted the school is a K-8 school and wanted to know if Director Harris is referring to their eight grade students? He said the Board received a Public Hearing for a separate charter operated by the same organization that serves grades 9-12 and that charter renewal will not be before the Board for another month.

Laura Armstrong said beginning at the eighth grade the school has a 100% graduation rate and most go on to the high school.

Director Yee said he noticed the small enrollment of the school and wanted to know if that was intended or was there some other reason and were there any concerns about the fiscal viability of the school at that size?

Mr. Dotson said the Office of Charter School does have some concerns about the fiscal viability. He said the school is aware of the concerns and is actively seeking to grow the school. He said the school has a large reserve which gives it room to grow.

Director Dobbins noted the school has stabilized the community although there is a liquor store in front of the school.

Public Comments

Jim Mordecai noted this school has direct language regarding child abuse and the previous school did not. He said the language should be included in all charter petition renewals. Mr. Mordecai asked the Board not to approve the charter renewal.

Adopted

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 1 -

Student Director Pierre Salmeri

P Aye: 1 -

Student Director Carmen Jimenez

Non-voting:

Enactment No: 13-0231

 [12-3017](#)
Decision - Amethod Public Schools - Oakland Charter Academy Middle School - Petition and Proposed Charter School (Renewal) (Grades 6-8)

Approval by the Board of Education of the Amethod Public Schools - Oakland Charter Academy Middle School - Petition and Proposed Charter School (Renewal) (Grades 6-8), for period ending June 30, 2018, pursuant to the staff report dated January 23, 2013, incorporated herein by reference as though fully set forth.

Attachments: [12-3017 Amethod Public Schools - Oakland Charter Academy Middle School - Petition and Proposed Charter School \(Renewal\) \(Grades 6-8\)](#)
[12-3017 Presentation - Public Hearing - Oakland Charter Academy Middle School - Petition and Proposed Charter School \(Renewal\) \(Grades 6-8\)](#)
[12-3017 - Public Hearing Notice - Proof of Publication](#)
[12-3017 Decision - Amethod Public Schools - Oakland Charter Academy Middle School - Petition and Proposed Charter School \(Renewal\) \(Grades 6-8\)](#)

Staff Report by Phil Dotson, Office of Charter Schools.

Mr. Dotson said this is the fourth renewal term for the Oakland Charter Academy which opened in 1993 as part of the Amethod Charter Schools. Current enrollment is 235 students in grades 6-8. Current population is 66% Latino, 30% African American and 4% Asian. Special Education services are provided by the District. The school reports 88% of the students receive free or reduced lunch, 5% receive Special Education services and 52% are English Language Learners.

Strengths of the School noted by the Office of Charter School

- *API Score of 867.*
- *High standards for all students as reflected in their commitment to hard work and college aspirations.*
- *Calm and orderly classrooms environments.*
- *School adheres to State Standards.*
- *Enthusiasm for the school and the program, extensive tutoring opportunities for students with their own classroom teacher, schoolwide data usage to address needs and active Governing Board involved in the oversight of academic and fiscal performance of the school*

Challenges

- *New school leadership that has to build a rapport with the District.*
- *Lacks differential training within its teaching core.*

The school is deemed to be academically sound for the purpose of renewal based on this analysis the school is deemed an effective, viable organization for the purposes of charter renewal. Based on a review of the school's records and performance, the school is deemed to have been faithful to the terms of its charter petition as submitted.

Staff Recommendation: To approve the charter petition as revised to include the required text revisions contained in the staff report.

Public Comments

Jim Mordecai said he had a note regarding a third grade teacher not stopping students from having sex in the classroom on numerous occasions. Mr. Mordecai asked the question "What do we do when mandated reporters do not report?" Mr. Mordecai said the Board has to support staff's recommendation because the charter school did everything

they were supposed to do.

Adopted

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 1 -

Student Director Pierre Salmeri

Non-voting: 1 -

Student Director Carmen Jimenez

Enactment No: 13-0232



12-2557

Notice of Intent To Revoke Charter (NOITRC) - American Indian Public Charter School, American Indian Public Charter School II, American Indian Public High School - Public Hearing W/I 30 Days of NOITRC - Final Decision W/I 60 Days of NOITRC

Public Hearing - By Board of Education on whether substantial evidence exists to revoke, pursuant to Education Code Section 47607(e), the Charter of American Indian Public Charter School, American Indian Public Charter School II and American Indian Public High School, respectively.

Attachments:

[12-2557 Notice of Violation - Named Schools \(9/27/12\)](#)

[12-2557 District's Presentation - Notice of Violation - Named Schools \(9/27/12\)](#)

[12-2557 Superintendent Tony Smith's Open Letter to the AIMS School Community - English](#)

[12-2557 District's Presentation - Notice of Intent To Revoke Charter ... \(1/23/13\) - PPT](#)

[12-2557 District's Presentation - Notice of Intent To Revoke Charter ... \(1/23/13\) - PDF](#)

[12-2557 Notice of Intent To Revoke Charter ... \(1/23/13\)](#)

[12-2557 12-2557 Superintendent Tony Smith's Open Letter to the AIMS School Community - Chinese](#)

[12-2557 District's Presentation - Notice of Intent To Revoke Charter ... \(1/23/13\) - PDF - Chinese](#)

[12-2557 Notice of Intent To Revoke Charter ... \(1/23/13\) - Chinese](#)

[12-2557 Public Hearing - Revocation - AIMS Further Response, Binder 1 of 2 \(2/27/13\)](#)

[12-2557 Public Hearing - Revocation - AIMS Further Response, Binder 2 of 2 \(2/27/13\)](#)

Enactment No: 12-2447

Roll Call (Secretary's Observation)

Student Director Carmen Jimenez absent at 7:40 P.M.

I. New Business

Finance and Human Resources Matter(s)

[13-0212](#)**California State Budget (Proposed) - Education - Fiscal Year 2013-2014**

Presentation by the Superintendent of Schools or designee on the Governor's Proposed 2013-2014 State Budget, in particular Education, its Local Control Funding Formula and the prospective impact on the District.

Attachments: [13-0212 California State Budget \(Proposed\) - Education - Fiscal Year 2013-2014 - PPT](#)
[13-0212 California State Budget \(Proposed\) - Education - Fiscal Year 2013-2014 - PDF](#)

Deputy Superintendent Vernon Hal lead the staff discussion with the aid of a PowerPoint Presentation. Mr. Hal said the Governor has presented the State Budget for 2013/2014 fiscal year.

The Process

1. *The Governor releases his budget in January.*
2. *The State Legislature comes up with a proposed budget.*
3. *The Governor comes out with the May Revise*
4. *Hopefully, before June 30th, the State passes a State Budget.*

Slide 1 - Theme of the Governor's Budget.

Mr. Hal said for the first time in over five years it looks like education funding on a per pupil basis will increase based on the Governor's Budget. In addition, the Governor is proposing a different funding model called the Local Control Funding Formula that reallocates funds to the different school districts. Schools typically receive their funding through Average Daily Attendance (ADA). He said for every dollar the District should receive the State only gives the District about eighty cents. When the District is supposed to receive Cost of Living Adjustments the State does not fund the additional increase, it only funds seventy five cents on the dollar. He said currently the way school districts finance work there is a lot of deferrals. Whatever money the District is supposed to receive in a particular year, the State has deferred sending the money to the District until the next year to help with their cash flow which hurts the District's cash flow. He said part of the proposal is to start paying districts on time.

Slide 2 – Higher Funding

The Governor is proposing a different method of distributing funds through the Local Control Formula. A certain dollar amount goes toward education and has gone out to schools in a certain way. The Governor is now proposing for it to be allocated differently. The Governor is proposing to focus more on the resources of the students most needy. California receives far less on average than other states.

Slide 3 - US Economic Outlook

The U.S. Economy has been plagued by slow. The cut in payroll taxes was allowed to expire so taxpayers are paying more in payroll taxes. Still unresolved is what the Federal Government will do regarding any cuts to Federal Programs.

Slide 4 – California Outlook

California is slowly recovering and has a long way to go. The State has added about \$564,000 of the \$1.4 million lost during the recession. The unemployment rate has dropped to 9.8%, but still higher than the overall 7.7% for the United States.

Slide 5 – What California Spends Compared to the National Average in the Top Five States.

California is almost \$1,800 per ADA lower than the National Average and the top five states

spends almost twice as much as California does.

What the Governor is Proposing

More dollars and a reallocation of the dollars. The increase in District funding is dependent largely on the economy of the State and the Nation getting better. The rising health care costs will continue to strain the State Budget. Other budget priorities could threatened resources in the Governor's proposal for education.

Proposition 98

Guarantees money for K-12 education.

Distribution of those resources:

- \$1.8 billion to reduce deferrals*
- \$1.6 billion to start the implementation of Local Control Funding Formula*
- \$400 million to support energy efficient projects*
- \$62.8 million for the \$1.65% cost of living adjustment for selected State resources*

The Governor is proposing a sweeping reform of how school district receive their resources allocated to them.

Slide 6 – The Cost of Living Adjustment - \$1.65%

The District's per ADA is about \$111.

Major Elements of the Local Control Formula

This will replace Revenue Limit Dollars and most Categoricaly Funded Programs

The redistribution will be based on English Learners and pupils eligible for free and reduced lunch.

Slide 7 – Revenue Limits and Categorical

There are dollar the District will continue to receive that are not part of that group of resources: Special Education, Child Nutrition, QUEIA Funds, After School, ACES and all the Federally Mandated Programs. The District will continue to receive these funds as it has received in the past.

How Much is Funded?

The funds the District receives will be redistributed to add funding to build the pot. It is believed to fully fund the new version will cost the State \$15 billion. The State is proposing to set aside \$1.6 billion. The Governor is proposing to look at what the need is compared to what the school districts currently receive and fund about ten percent of that amount.

Board Member Comments

Director London talked about health care cost continuing to rise and wanted to know if the District has investigated joining a larger pool. She said right now the District is its own pool.

Mr. Hal said there was a cost containment committee with all the union representatives. He said ten percent on an annual basis is alarming.

Director London said it does not look like the State is providing funds to help with the transition to the Common Core Standards.

Mr. Hal said there was not funding for it.

Vice President Hinton Hodge wanted to know if there are other adjustments the District may need to pay attention to.

Mr. Hal said if this happens, one of the resources included is EIA Funds. He said under the model those funds become the basis for funding the new model and the restrictions go

away.

Vice President Hinton Hodge wanted to know if Title I funds are flexed?

Mr. Hal said in the Governor's proposed budget is for State; Titles I, II and III are Federal Funds.

Director Torres wanted to know what the Governor was doing to bring about a change to Prop 13, in particular commercial versus residential property. She said that would produce billions of dollars for the State and education.

Mr. Hal said during discussions the District had at the State level there was no discussion about changing the taxing of California other than Prop 30.

President Kakishiba said the Board will revisit this item in March with the Second Interim Report. He said there will be a lot more information at that time. He said the Superintendent had projected flat funding for all schools at this year's level is still in play. The idea of the 1.65% COLA is not being factored in now because of some uncertainty and supplemental funding for English Learners and Low Income will have to get thrashed out Legislatively in the next several months.

President Kakishiba said whether or not the Board take a position on the Governor's proposed Local Control Funding, he recommends the Superintendent give a recommendation regarding a Resolution in support of the spirit of the Governor's proposal.

Public Comments

Marilyn Noble said she was handing out a brief explanation of an alternative funding proposal that has not gotten the attention of everyone else. She said the major difference between the Governor's proposal and the Legislative Analysis proposal is the Legislative Analysis proposal wants a funding stream for Adult Education but the Governor wants all funding to go to the community college level.

Discussed

J. Adoption of the General Consent Report No. 1

Jim Mordecai said on page 20 of the agenda, Legislative File ID 13-0168 Compliance with Annual Organizational Requirements, he said his concern with this item is when the Board had its Organizational Meeting the Board did not appoint the Chair of the Measure G Committee which it is required to do annually under Measure G. Mr. Mordecai wanted to know if the Board has announced the name of the Chair for the Measure G Committee.

Teaching and Learning Matter(s)

[12-3049](#)**Professional Services Contract - Eastside Arts Alliance, Inc. - Metwest High School**

Approval by the Board of Education of a Professional Services Contract between the District and Eastside Arts Alliance, Inc., Oakland, CA, for the latter to provide several classes during the week that will include Raza Studies and advanced Raza Studies, as described in the Scope of Work, incorporated herein by reference as though fully set forth, at Metwest High School for the period of October 15, 2012 through May 29, 2013, in an amount not to exceed \$5,850.00.

Resource Code - 4124-922**Funding Source: 21st Century High School After School Safety and Enrichment for Teens (ASSETs) Grant**

Attachments: [12-3049 Professional Services Contract - Eastside Arts Alliance, Inc. - Metwest High School](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0233

Finance and Human Resources Matter(s)[12-2361](#)**Professional Services Contract - Lacksana Peters - State and Federal Programs**

Ratification by the Board of Education of a Professional Services Contract between District and Lacksana Peters, San Leandro, CA, for the latter to provide up to 300 hours of service giving training and support in transitioning Office of State and Federal Compliance Technical Assistant in understanding and implementing all the basic processes for District Private Schools Program, as described in the Scope of Work, incorporated herein by reference as though fully set forth, for the period of August 1, 2012 through October 31, 2012, in an amount not to exceed \$12,000.00.

Resource Code - 3010-950**Funding Source: IASA-Title I**

Attachments: [12-2361 Professional Services Contract - Lacksana Peters - State and Federal](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0234

 [12-3138](#)

Professional Services Contract - Carolyn S. Carr - Leadership, Curriculum & Instruction

Ratification by the Board of Education of a Professional Services Contract between the District and Carolyn S. Carr, Oakland, CA, for the latter to provide 250 hours of service, as a facilitator, in the implementation of the Arts Learning Anchor School Program in 28 District schools, as described in the Scope of Work, incorporated herein by reference as though fully set forth, for the period October 12, 2012 through June 30, 2013, in an amount not to exceed \$15,000.00.

Resource Code - 0089-998

Funding Source: Measure G,Arts

Attachments: [12-3138 Professional Services Contract - Carolyn S. Carr - Leadership, Curriculum & Instruction](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0235

 [12-3269](#)

Professional Services Contract - Erminda Garcia - Leadership, Curriculum & Instruction

Ratification by the Board of Education of a Professional Services Contract between the District and Erminda Garcia, Phoenix, AZ, for the latter to provide professional development on effective instructional strategies for Dual Language Programs; work in collaboration with management and site administrators to plan professional learning for site leaders and teachers; provide in classroom support for teachers to implement effective strategies; inform professional development needed to sustain continued instructional growth in Dual Language Programs across the District, for the period October 15, 2012 through June 30, 2013, in an amount not to exceed \$15,500.00.

Resource Code - 4203-909

Funding Source: Title 3

Attachments: [12-3269 Professional Services Contract - Erminda Garcia - Leadership, Curriculum & Instruction](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0236

[12-3270](#)**Professional Services Contract - Bay Area Community Resources - Health and Wellness - Family, School, and Community Partnerships Department**

Approval by the Board of Education of a Professional Services Contract between the District and Bay Area Community Resources, San Rafael, CA, for the latter to provide 203.16 hours of service as the site Wellness Champion, committed to promoting healthy eating, fitness; staff health and other health-related messages/activities to students, staff and families; serve as site lead for implementing the District's School Wellness Policy and overall resource around school wellness programs and practices; form the Site Wellness Champion Workgroup, a subcommittee, to inform and participate in the District's School Wellness Council as the site Wellness Champion to form a site wellness council at Greenleaf, Global Family and Emersons Schools, for the period of October 19, 2012 through June 15, 2013, in an amount not to exceed \$4,762.00.

Resource Code - 9225-922

Funding Source: Kaiser Health & Wellness

Attachments: [12-3270 Professional Services Contract - Bay Area Community Resources - Health and Wellness - Family, School, and Community Partnerships Department](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0237

[12-3283](#)**Professional Services Contract - HERO, Inc., Lamarr Kendricks - Garfield Elementary School**

Approval by the Board of Education of a Professional Services Contract between the District and HERO, Inc., Lamarr Kendricks, Oakland, CA, for the latter to provide 800 hours of services as a coach providing a source of intervention to at-risk students by using community building and team building exercises and structured yard activities, as well as holding professional development for staff members to utilize structured team building and youth development to support the connection of at-risk youth to the classroom and school at Garfield Elementary School, for the period of December 17, 2012 through June 13, 2013, in an amount not to exceed \$20,000.00.

Resource Code - 0000-118

Funding Source: General Purpose

Attachments: [12-3283 Professional Services Contract - HERO, Inc., Lamarr Kendricks - Garfield Elementary School](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0238



[12-3290](#)

Memorandum of Understanding - ConnectEd: The California Center for College and Career - Oakland Unified School District

Approval by the Board of Education of a Memorandum of Understanding (MOU) between ConnectEd: The California Center for College and District, for two teachers to participate in professional development training and utilize the pre-algebra and algebra curriculum in the Afterschool Engineering Club, as described in the Scope of Work, incorporated herein by reference as though fully set forth, for the period September 1, 2012 through June 30, 2013, at no cost to the District.

Attachments: [12-3290 Memorandum of Understanding - ConnectEd: The California Center for College and Career - Oakland Unified School District](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0239



[12-3291](#)

Professional Services Agreement - HERO, Inc. - Sequoia Elementary School

Approval by the Board of Education of Professional Services Contract between District and HERO, Inc., Oakland, CA, for the latter to provide 241 hours of services by providing a variety of academically enriched counseling/mentoring services to supplement existing programs and increase academic achievement of target student population, in the form of academically enriched social skills classes based in the school library where students will be coached in turn-taking, being a good sport and making and maintaining friendships through the use of appropriate literature and games in the library at Sequoia Elementary School, for the period December 3, 2012 through June 13, 2013, at a cost not to exceed \$6,020.00.

Resource Code - 7090-151; 0089-151

Funding Source: Measure G Library and Economic Impact Aid - State Compensatory Education

Attachments: [12-3291 Professional Services Agreement - HERO, Inc. - Sequoia Elementary School](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0240

**[13-0119](#)****Memorandum of Agreement (MOA) - Corporation for National and Community Service - AmeriCorps VISTA - Family, School, and Community Partnerships Department**

Approval by Board of Education of a Memorandum of Agreement (MOA) between District and the Corporation for National and Community Services AmeriCorps*VISTA (Project No. 12VSPCA003, Agreement No. TBP), subject to form and content approval by General Counsel, providing \$8,000.00 in federal assistance and up to four (4) AmeriCorps VISTA Members to perform volunteer service to strengthen and supplement efforts to eliminate poverty and poverty related human, social, and environmental problems as specified in the project application, incorporated herein as part of Agreement by reference, as though fully set forth, valued at \$58,664.00 (multiple sources), for the period of November 18, 2012 through November 30, 2013, pursuant to terms and conditions herein.

Resource Code - 5837-922, 5640-922, 0099-922, 9206-922**Funding Source: CNCS Vista Engagement****Attachments:** [13-0119 Grant Award - Corporation for National and Community Service - AmeriCorps VISTA - Family, School, and Community Partnerships Department](#)**Adopted on the General Consent Report****Aye:** 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0241

**[13-0125](#)****Professional Services Agreement - HERO, Inc. - Joaquin Miller Elementary School**

Approval by the Board of Education of a Professional Services Contract between the District and HERO, Inc., Oakland, CA, for the latter to provide 600 hours of service by supplying one coach for structured opportunities of group play during school recess, as described in the Scope of Work, incorporated herein by reference as though fully set forth, at Joaquin Miller Elementary School, for the period January 7, 2013 through June 13, 2013, at a cost not to exceed \$16,000.00.

Resource Code - 5828-142**Funding Source: General Purpose****Attachments:** [13-0125 Professional Services Agreement - HERO, Inc. - Joaquin Miller Elementary School](#)**Adopted on the General Consent Report****Aye:** 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0242



[13-0173](#)

Amendment - Joint Powers Authority Agreement - Chabot Space and Science Center

Approval by the Board of Education of Amendment - Joint Powers Authority Agreement - Chabot Space and Science Center between the District, the City of Oakland and the East Bay Regional Parks District (EBRPD), permitting one of the three EBRPD representatives on the JPA Board to be a non-elected official in lieu of requiring all three EBRPD representatives to be an elected official.

Attachments: [13-0173 Amendment - Joint Powers Authority Agreement - Chabot Space and Science Center](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0243



[12-3065](#)

Donation - Oakland Technical Alumni and Library Fund, Inc. - Oakland Technical High School

Acceptance by the Board of Education of a donation from Oakland Technical Alumni and Library Fund, Inc., Oakland, CA, in the amount of \$5,000.00, for salaries of the student peer tutors in the After School Tutoring Program in the current fall semester at Oakland Technical High School, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Technical Alumni and Library Fund, Inc.

Attachments: [12-3065 Donation - Oakland Technical Alumni and Library Fund, Inc. - Oakland Technical High School](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0244

**13-0214****CMAS Agreement - Purchase of Video Surveillance and Data Communications Equipment, Installation and Maintenance**

Approval by the Board of Education of California Multiple Award Schedules (CMAS) Purchase Agreement Under CMAS (Contact No. 3-09-70-0163AE) and West States Contracting Alliance (WSCA) (Contract No. AR233) Contract Pricing and Provisions Between District and Nexus, IS, subject to form and content approval by General Counsel, for - Purchase of Video Surveillance and Data Communications Equipment, Installation and Maintenance at various school sites, pursuant to terms and conditions as specified in said Agreement, incorporated herein by reference as though fully set form, for a total project cost not to exceed \$1,283,873,38.

Attachments: [13-0214 CMAS Agreement - Purchase of Video Surveillance and Data Communications Equipment, Installation and Maintenance](#)

Vice President Hinton Hodge said she pulled the item for clarification and to understand the funding source.

General Counsel Jacqueline Minor said the contract is from the Information Technology Department and its Director can better comment on it.

Gen Kin Chou said this contract is using a piggyback because it had already been bided at the State level. There was one certified local vendor that had the ability to sell and install the Cisco video systems and it was a vendor that did not perform very well over the past few years doing this work. The District was left with few choices and he was trying to get the best price. He said this process allows the District to get an experienced contractor and then teach local firms to install the Cisco Systems. He said currently they are not qualified. He said fifty percent of the labor will be local which comes to about thirty percent of the total contract. He said they will be training local contractors who hopefully will be able to do this work in the future. The funding source is Fund 35, Facilities and a COPS Grant from the Department of Justice.

Adopted

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0268

Facilities Matter(s)

[13-0132](#)**Amendment No. 1, Independent Consultant Agreement for Professional Services - Simplex Grinnell - District-wide Fire Alarm Maintenance Project**

Approval by the Board of Education of Amendment No. 1, Independent Consultant Agreement for Professional Services between District and Simplex Grinnell, Livermore, CA, for the latter to provide additional fire alarm repairs and supplement District's fire alarm maintenance in conjunction with the District-wide Fire Alarm Maintenance Project in an additional amount not to exceed \$200,000.00, increasing the Contract not to exceed amount from \$500,000.00 to \$700,000.00, and extending the Contract period of January 2, 2012 through December 31, 2012 to March 1, 2013. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 2525-918**Funding Source: Developer Fees**

Attachments: [13-0132 Amendment No. 1, Independent Consultant Agreement for Professional Services - Simplex Grinnell - District-wide Fire Alarm Maintenance Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0245

[13-0133](#)**Amendment No. 1, Independent Consultant Agreement for Professional Services - Ninyo & Moore - Burckhalter Elementary School Portable Installation Project**

Approval by the Board of Education of Amendment No. 1, Independent Consultant Agreement for Professional Services between District and Ninyo & Moore, Oakland, CA, for the latter to provide additional special testing services for the portable installation project in conjunction with the Burckhalter Elementary School Portable Installation Project in an additional amount not to exceed \$6,976.00, increasing the Contract not to exceed amount from \$7,335.00 to \$14,311.00, and extending the Contract period of June 18, 2012 through December 31, 2012 to January 30, 2013. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 3535-105**Funding Source: County School Facilities Fund**

Attachments: [13-0133 Amendment No. 1, Independent Consultant Agreement for Professional Services - Ninyo & Moore - Burckhalter Elementary School Portable Installation Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0246



[13-0134](#)

Amendment No. 2, Small Construction Contract - Redgwick Construction - Claremont Middle School Landscaping Project

Approval by the Board of Education of Amendment No. 2, Small Construction Contract between District and Redgwick Construction, Newark, CA, for the latter to provide additional striping because of site requests for changes in conjunction with the Claremont Middle School Landscaping Project in an additional amount not to exceed \$1,652.00, increasing the Contract not to exceed amount from \$31,105.00 to \$32,757.00, and extending the Contract period of June 27, 2012 through October 31, 2012 to January 15, 2013. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 0000-201

Funding Source: Measure A

Attachments: [13-0134 Amendment No. 2, Small Construction Contract - Redgwick Construction - Claremont Middle School Landscaping Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0247



[13-0136](#)

Purchase and Installation Contract - First Alarm - La Escuelita Educational Center Project

Approval by the Board of Education of Purchase and Installation Contract between District and First Alarm, San Jose, CA, for the latter to to furnish and install security cameras in conjunction with the La Escuelita Educational Center, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing December 12, 2012 and concluding no later than May 30, 2013 in an amount not to exceed \$36,904.00.

Resource Code - 7710-121

Funding Source: County School Facilities Fund

Attachments: [13-0136 Purchase and Installation Contract - First Alarm - La Escuelita Educational Center Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0248

 [13-0137](#)

Project Budget Increase - Fire Alarm District-wide Project

Approval by the Board of Education of Resolution 1213-0047- Authorizing and approving the Project Budget Increase for the Fire Alarm District-wide Project in the additional amount of \$1,500,000.00, increasing the project budget from \$5,200,000.00 to \$6,700,000.00.

Resource Code - 2525-918

Funding Source: Developer Fees

Attachments: [13-0137 Project Budget Increase - Fire Alarm District-wide Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0249

 [13-0138](#)

Project Budget, Key Code and Project Number - Washington Elementary School Interim Housing Project

Approval by the Board of Education of Resolution 1213-0061 - Authorizing and approving the Project Budget, Key Code and Project Number for the Washington Elementary School Interim Housing Project in the amount of \$450,000.00.

Resource Code - 3535-161

Funding Source: County School Facilities Fund

Attachments: [13-0138 Project Budget, Key Code and Project Number - Washington Elementary School Interim Housing Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0250

 [13-0139](#)

Project Budget, Key Code and Project Number - Madison Middle School Interim Housing Project

Approval by the Board of Education of Resolution 1213-0062 - Authorizing and approving the Project Budget, Key Code and Project Number for the Madison Middle School Interim Housing Project in the amount of \$450,000.00.

Resource Code - 3535-215

Funding Source: County School Facilities Fund

Attachments: [13-0139 Project Budget, Key Code and Project Number - Madison Middle School Interim Housing Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0251

 [13-0140](#)

Project Budget Increase for the Piedmont Elementary School Interior Painting and Flooring Project

Approval by the Board of Education of Resolution 1213-0060 - Authorizing and approving the Project Budget Increase for the Piedmont Avenue Elementary School Interior Painting and Flooring Project in the additional amount of \$30,000.00, increasing the Project Budget from \$120,000.00 to \$150,000.00.

Resource Code - 1414-146

Funding Source: Deferred Maintenance

Attachments: [13-0140 Project Budget Increase for the Piedmont Elementary School Interior Painting and Flooring Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0252



[13-0141](#)

Project Budget, Key Code and Project Number - Whittier Elementary School Interim Housing Project

Approval by the Board of Education of Resolution 1213-0063 - Authorizing and approving the Project Budget, Key Code and Project Number for the Whittier Elementary School Interim Housing Project in the amount of \$450,000.00.

Resource Code - 3535-163

Funding Source: County School Facilities Fund

Attachments: [13-0141 Project Budget, Key Code and Project Number - Whittier Elementary School Interim Housing Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0253



[13-0142](#)

Agreement for Maintenance and Repair Services Contract - East Bay Glass - District-wide Glass Repair / Glazing Project

Approval by the Board of Education of Agreement for Maintenance and Repair Services Contract between District and East Bay Glass, Oakland, CA, for the latter to provide window repairs; handle large glazing jobs that cannot be completed in-house; to assist Buildings and Grounds in addressing emergency window/glass needs throughout the District in conjunction with the District-wide Glass Repair / Glazing Project, more specifically delineated in the Scope of Services in Exhibit "A", incorporated herein by reference as though fully set forth, for the period commencing January 9, 2013 and concluding no later than June 30, 2013 in an amount not to exceed \$175,000.00.

Resource Code - 1414-988

Funding Source: Deferred Maintenance

Attachments: [13-0142 Agreement for Maintenance and Repair Services Contract - East Bay Glass - District-wide Glass Repair / Glazing Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0254

[13-0143](#)**Change Order No. 3 - Alten Construction - Montera Fire Alarm Replacement Project**

Approval by the Board of Education of Change Order No. 3 to Construction Contract with Alten Construction, Richmond, CA, decreasing overall contract amount for monies that were not expended in conjunction with the Montera Fire Alarm Replacement Project in the reduced amount of \$13,735.00, decreasing the Contract from \$741,814.00 to \$728,079.00. All other terms and conditions of the Contract remain in full force and effect.

Funding Source: Measure B

Attachments: [13-0143 Change Order No. 3 - Alten Construction - Montera Fire Alarm Replacement Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0255

[13-0144](#)**Change Order No. 1 - Bay Construction - District-wide Playground Repair Project**

Approval by the Board of Education of Change Order No. 1 to Construction Contract with Bay Construction, Oakland, CA, for the latter to replace damaged play structures at two sites which were found to be hazardous for student play in conjunction with the District-wide Playground Repair Project in the additional amount of \$4,604.00, increasing the Agreement from \$467,000.00 to \$471,604.00. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: Measure B

Attachments: [13-0144 Change Order No. 1 - Bay Construction - District-wide Playground Repair Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0256

**[13-0145](#)****Change Order No. 1 - Kitchens to Go, LLC - Havenscourt New Cafeteria and Classroom Building Project**

Approval by the Board of Education of Change Order No. 1 to Construction Contract with Kitchens to Go, LLC, Naperville, IL, for the latter to to remove and store two serving windows for reinstallation after contract ends in conjunction with the Havenscourt New Cafeteria and Classroom Building Project in the additional amount of \$1,500.00, increasing the Agreement from \$149,040.50 to \$150,540.50. All other terms and conditions of the Agreement remain in full force and effect.

Funding Source: Measure B

Attachments: [13-0145 Change Order No. 1 - Kitchens to Go, LLC - Havenscourt New Cafeteria and Classroom Building Project](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0257

**[13-0166](#)****Notice to Proceed and Project Addendum No. 2 to Agreement for Design and Construction**

Approval by the Board of Education of the Notice to Proceed and Project Addendum No. 2 to Agreement for Design and Construction ("Agreement") Between District and SunPower Corporation Systems ("SunPower"), subject to form and content approval by General Counsel, for the latter to provide assessment, engineering and related services as part of the Design Development / Construction Document Phase of the Agreement.

Attachments: [13-0166 Notice to Proceed and Project Addendum No. 2 to Agreement for Design and Construction](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0258

Safety Matter(s)

[13-0147](#)**2012-2013 School Safety/Climate Plan for Life Academy**

Approval by the Board of Education of the 2012-2013 School Safety/Climate Plan for Life Academy.

Attachments: [13-0147 2012-2013 School Safety/Climate Plan for Life Academy](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0259

[13-0148](#)**2012-2013 School Safety/Climate Plan for Ruidsdale Continuation School**

Approval by the Board of Education of the 2012-2013 School Safety/Climate Plan for Ruidsdale Continuation School.

Attachments: [13-0148 2012-2013 School Safety/Climate Plan for Ruidsdale Continuation School](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0260

[13-0149](#)**2012-2013 School Safety/Climate Plan for Sequoia Elementary School**

Approval by the Board of Education of the 2012-2013 School Safety/Climate Plan for Sequoia Elementary School.

Attachments: [13-0149 2012-2013 School Safety/Climate Plan for Sequoia Elementary School](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0261

[13-0150](#)**2012-2013 School Safety/Climate Plan for Sobrante Park Elementary School**

Approval by the Board of Education of the 2012-2013 School Safety/Climate Plan for Sobrante Park Elementary School.

Attachments: [13-0150 2012-2013 School Safety/Climate Plan for Sobrante Park Elementary School](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0262

[13-0152](#)**2012-2013 School Safety/Climate Plan for West Oakland Middle School**

Approval by the Board of Education of the 2012-2013 School Safety/Climate Plan for West Oakland Middle School.

Attachments: [13-0152 2012-2013 School Safety/Climate Plan for West Oakland Middle School](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0263

[13-0153](#)**2012-2013 School Safety/Climate Plan for Westlake Middle School**

Approval by the Board of Education of the 2012-2013 School Safety/Climate Plan for Westlake Middle School.

Attachments: [13-0153 2012-2013 School Safety/Climate Plan for Westlake Middle School](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0264

Board of Education

 [13-0010](#) **Minutes - Annual Organizational Meeting - Board of Education - January 7, 2013**

Ratification by the Board of Education of Its Annual Organizational Meeting Minutes of January 7, 2013, prepared by Secretary and Staff shortly after said Meeting.

Attachments: [13-0010 - Minutes - Annual Organizational Meeting - Board of Education - January 7, 2013](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0265

 [13-0167](#) **Minutes - Regular Meeting - Board of Education - January 9, 2013**

Ratification by the Board of Education of Its Regular Meeting Minutes of January 9, 2013, prepared by Secretary and Staff shortly after said Meeting.

Attachments: [13-0167 Minutes - Regular Meeting - Board of Education - January 9, 2013](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0266

 [13-0168](#) **Amendment - In Part - Compliance With Annual Organizational Meeting Requirements**

Adoption by Board of Education of Resolution No. 1213-0084A - Amending - In Part - Compliance With Annual Organizational Meeting Requirements, Adopted Pursuant to Board Bylaw 9100, January 7, 2013.

Attachments: [13-0168 Amendment - In Part - Compliance With Annual Organizational Meeting Requirements](#)

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

Enactment No: 13-0267

Approval of the Consent Agenda

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

J1. Adoption of General Consent Report No. 2

Board of Education



[13-0009](#)

Minutes - Board of Education - Regular Meeting - December 12, 2012

Ratification by the Board of Education of Its Regular Meeting Minutes of December 12, 2012, prepared by Secretary and Staff shortly after said Meeting.

Attachments: [13-0009 Minutes - Board of Education - Regular Meeting - December 12, 2012](#)

Tabled

K. Introduction of New Legislative Matter

Director London requested a Board Study Session on Curriculum, an update on Family Literacy and Adult Education.

Vice President Hinton Hodge requested a status report on the Administration Building.

L. Special Recognitions and Presentations

None.

M. Superintendent's Report

13-0159 **Presentation of the Report of the Superintendent of Schools - January 23, 2013.**

Presentation of the Report of the Superintendent of Schools - January 23, 2013.

Vernon Hal said the Second Avenue building suffered water damage. As a result everyone in the building have been relocated to other buildings in the District – Cole School, Lakeview School and Tilden School. The Public Information Office is getting this information out. The Superintendent's Office is still in transit looking for space. The priority was to place central office staff first. Mr. Hal thanked the employees for their endurance, courage, and being part of a team making a situation the best it can be under bad circumstances. He said for the rest of this school year staff will not be in the 1025 Second Avenue building.

Public Comments

Jim Mordecai submitted a Speaker Card but was not present when called to speak.

Presentation/Acknowledgment Made

N. President's Report

13-0160 **President's Report**

Presentation of the Report of the President of the Board of Education - January 23, 2013.

President Kakishiba announced dates for upcoming Special Board Meetings:

February 6, 2013, 5:00 P.M. - The Board will hold a Public Hearing on Charter Schools, develop a Board of Education Work Plan and will meet in Closed Session to discuss Labor Matters.

February 8, 2013, 3:00pm - 8:00 P.M. - The Board will meet with the Panasonic Foundation.

March 20, 2013 , 5:00 P.M. - The Board will meet to discuss the possible revocation of the American Indian Public Charter Schools.

Presentation/Acknowledgment Made

O. Board Members' Report

13-0161**Report of Regular Board Members - January 23, 2013**

Presentation of the Report of Regular Board Members - January 23, 2013.

District 6 – Christopher Dobbins

Director Dobbins reported next Thursday, Bill Patterson will be honoring Assemblyman Sandre Swanson and Oakland Raider, Raymond Chester.

Skyline's Black Student Union is honoring Mike Norris, former Oakland A's Pitcher on March 5th at 11:00 A.M.

Director Dobbins requested the Board Meeting be adjourned in honor of Darlene Lawson, former OUSD Board of Education Member and Chad Newhouse. 34801

District 1 – Jody London

Director London reported she will host a Town Hall Meeting on tomorrow at 7:00-8:30 P.M. at Sankofa Academy. She said Deputy Superintendent Maria Santos will be featured discussing the District's academic initiatives.

Monday, January 28th the League of Women Voters of Oakland is making a presentation on Urban Farming and Community Gardens. The location is 1330 Broadway, Suite 1601. 35010

District 7 – James Harris

Director Harris said he looks forward to visiting all District 7 schools which he has begun to schedule. Director Harris reported the Castlemont Newspaper is back! He said the journalism class is a good way to give students a voice.

District 5 – Rosie Torres

Director Torres reported on Monday she visited Life Academy. The school was observing the Martin Luther King Holiday performing clean up around the school, building a garden, dancing and having a good time. She said the repeated theme that came up was the lack of nutritious food at the school.

Director Torres talked about the Board Resolution regarding Counseling Week and not having enough counselors. She said the children know they are being forgotten. She said she is worried how students will deal with peer pressure, bullying, drug influence, etc., that counselor play a key role in the school. Director Torres said she looks forward to seeing a reduction from 1,000 students to 1 counselor.

District 4 – Gary Yee

Director Yee said he and Oakland City Councilperson Libby Shaft are hosting a District 4 Town Hall Meeting regarding crime and schools. The focus will be on encouraging residents to reconsider schools as a neighborhood and community asset.

District 3 – Jumoke Hinton Hodge

Vice President Hinton Hodge reported she met with District 4 City Councilperson Lynette McElhaney, to discuss educational forums and Councilperson McElhaney's desire to tour District 3 schools. Vice President Hinton Hodge visited McClymonds High School and said she is excited about the team in place at McClymonds.

Public Comments

Jim Mordecai submitted a Public Speaker Card but was not present when called to speak.

Presentation/Acknowledgment Made

P. Public Comments On All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - 30 Minutes (Continued)

13-0156 Public Comments On All Non-Agenda Items Within the Subject Matter Jurisdiction of the District (30 Minutes) - January 23, 2013

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the District - Up to 30 Minutes - January 23, 2013.

Mike Hutchinson said he is upset about the Administration Building. He wanted to know the plan for using the building again. He said the District has a history of people making mis-steps and there are no repercussions. He said it would be nice to know if it was an honest mistake. He said he does not understand how allowing a faucet to run for eight hours destroys an entire building.

Joel Valesquez said he will be in Washington, D.C. next Tuesday testifying about the impact of school closures, public education and the direction its heading and charter schools. He said he will be asking the Governor to get involved in public education.

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

President Kakishiba stated the Board will recess to Closed Session to discuss Labor Matters, Legal Matters, Employee Matters, Public Employee Performance Evaluations and Pupil Matter(s)

Closed Session Item(s):

Labor Matter(s)

13-0123 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

11-0191 Conference With Legal Counsel - Existing Litigation

LaDonna Smith, as Guardian ad litem for Unborn Baby Brown v. Oakland Unified School District, Barhin Bhatt, Jonathan Bellusa, DOES 1-10, United States District Court, Northern California, Case No. C11-02354 EMC

11-2011 Conference With Legal Counsel - Anticipated Litigation
Initiation of Litigation Pursuant to Subdivision (c) of Section 54956.9: 1 case.

11-2010 Conference With Legal Counsel - Anticipated Litigation
Initiation of Litigation Pursuant to Subdivision (c) of Section 54956.9: 1 case.

Legal Matter(s)

 **13-0146 Conference with Legal Counsel - Existing Litigation**
SS vs. Oakland Unified School District, OAH Case No. 2012110289

Public Employee Performance Evaluation

13-0162 Public Employee Performance Evaluation
Superintendent of Schools

13-0163 Public Employee Performance Evaluation
General Counsel

Public Employee Appointment/ Discipline / Release

13-0170 Public Employee Appointment/ Discipline / Release
Public Employee Appointment/ Discipline / Release

13-0172 Public Employee Appointment/ Discipline / Release
Public Employee Appointment/ Discipline / Release

13-0164 Public Employee Performance Evaluation
Secretary and Executive Officer, Board of Education

 **[13-0169](#) Admission Hearing - Student H**
Admission Hearing - Student H
Enactment No: 13-0269

Pupil Matter(s)

R. Recess to Closed Session

President Kakishiba recessed the meeting to Closed Session at 9:12 P.M.

S. Reconvene to Public Session

President Kakishiba reconvened the meeting to Public Session at 11:05 P.M.

T. Second Roll Call

Present 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

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

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

V. Adoption of the Pupil Discipline Consent Report



[13-0169](#)

Admission Hearing - Student H

Admission Hearing - Student H

Approval of the Pupil Discipline Consent Report

Adopted on the General Consent Report

Aye: 7 -

Director David Kakishiba, Director Gary Yee, Director Roseann Torres, Director Christopher Dobbins, Director James Harris, Director Jumoke Hodge, and Director Jody London

Absent: 2 -

Student Director Carmen Jimenez, and Student Director Pierre Salmeri

Non-voting:

W. Adjournment

President Kakishiba adjourned the meeting at 11:06 P.M. in the memory of Ms. Darlene Lawson, a former Board Member, District 5 and Mr. Chad Newhouse, respectfully.

Prepared By: _____

Approved By: _____