

Oakland Unified School District

Board of Education
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AMERICANS WITH DISABILITIES ACT COMPLIANCE

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Minutes (Long)

Wednesday, February 09, 2005

4:00 PM

Board Room, 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

Acting President David Kakishiba called the meeting to order at 4:08 P.M.

B. Roll Call

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

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

Acting President Kakishiba stated items to be considered in Closed Session today are as printed on the Agenda.

D. Closed Session Item(s)**Legal Matter(s)****05-0025 Conference With Legal Counsel - Existing Litigation**

Brantley v. Oakland Unified School District, Alameda County Superior Court Case No. RG03109530.

05-0102 Conference With Legal Counsel - Existing Litigation

Emma Borens v. Oakland Unified School District, Alameda County Superior Court Case No. 2002055949.

Pupil Matter(s)**04-0072 Readmission Hearing - Student FF****04-0231 Readmission Hearing - Student YY****04-0234 Readmission Hearing - Student BBB**

- 04-0318 **Readmission Hearing - Student SSS**
- 04-1123 **Readmission Hearing - Student C**
- 05-0150 **Expulsion Appeal Hearing - Student RR**
- 05-0151 **Expulsion Appeal Hearing - Student SS**
- 05-0152 **Admission Hearing - Student TT**

E. Recess To Closed Session

Acting President Kakishiba recessed the meeting to Closed Session at 4:09 P.M.

Roll Call (Secretary's Observation)

Director Gregory Hodge present at 4:20 P.M.

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

Roll Call (Secretary's Observation)

Director Kerry Hamill present at 4:22 P.M.

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

F. Reconvene To Public Session

Acting President Kakishiba reconvened the meeting to Public Session at 4:41 P.M.

G. Second Roll Call

Roll Call: Present: Kerry Hamill, Gregory Hodge, Dan Siegel, Alice Spearman, Brytteni Floyd-Mayo, David Kakishiba and Randolph Ward

Absent: Anne Chiang, Noel Gallo and Gary Yee

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

Acting President Kakishiba stated that there are no reportable actions from Closed Session.

Secretary's Note

At the Public Session Items I, L, J and K, followed by remainder of agenda items, were considered in that order. Under Item J, Legislative File 05-0207 - District's FCMAT Recovery Plan: Pupil Achievement, was considered first.

I. Special Recognitions and Presentations

05-0001 Alameda County Public Health Department - Recognition - District's Food Services Department

Presentation by the Alameda County Health Department recognizing the District's Food Services Department for improved nutritional quality of food offered to children.

Jeff Brown, Director of Community Health Services, Alameda County Health Services Department, announced the District has achieved significant achievements over the past two years in the area of nutrition since it passed a comprehensive school nutrition policy. Alameda County applauds, he stated, the efforts as they are interested in improving the lifestyle and wellness of children who attend Oakland Public Schools. Oakland was the first school district nationally to adopt a nutrition policy. He acknowledged efforts of Jennifer LaBarre, Administrator for Food Services, board members and members of the Nutrition Advisory Board.

Dr. Sera Samuels, who leads a health policy, research and evaluation firm in Oakland, said her firm does a lot of assessment of nutrition and physical activity policies in schools around the state. They have conducted case studies on school districts that approved comprehensive nutrition policies that include a ban on sodas and sales in the schools. They conducted case studies in three of Oakland high schools in Spring 2004. The case studies document the process of developing and implementing the policy. They looked at the school environment, all food and beverage sales in the schools, and talked to a number of key stakeholders--principals, food service directors--people involved in the sale of food on school campuses. Two of the high schools had closed campuses. There was a high degree of success in implementing the policy affecting vending machines. Soda and caffeinated beverages were removed from 19 of the vending machines they inventoried in the study. Soda was only available in 2 of the vending machines. The typical beverages currently being offered in vending machines are water, sports drinks, fruit drinks, and 100

percent juice. Candy is also nearly absent in 8 of the vending machines inventoried. There has been a significant amount of progress in eliminating candy sales on campus during the school day. School cafeterias were inventoried to determine the types of food offered at snack bars and carts and all were in compliance with restriction of soda, caffeinated beverages and candy. In speaking with staff and students on campus, the policy is viewed as very positive and the right thing to do for students' health.

Linda Franklin, Alameda County Department of Health Services Nutrition Services Division, stated they are now working with 25 Oakland Public Schools to provide nutrition information and support on behavior change in the schools; and they would like to commend the District's Food Service Department for a number of changes. She noted the Food Services Department is now providing fresh fruits and vegetables five times a week in the elementary schools. They are working hard to reduce the fat in the menu. All cheese used is nonfat. They are substituting baked foods for fried foods. They serve 1% milk. They are moving away from hamburgers and hot dogs and pork sausage to poultry products that are lower in fat. They offer vegetarian options for students although it is not an obligated requirement by the funding agencies. They are piloting breakfast in the classrooms at two schools--Cole and Fruitvale--which gives more children the opportunity to eat the most important meal of the day. They are offering salad bars at some schools and more are planned in the future. They look forward to building a productive partnership. They have more to come. A four-year grant was awarded from California Endowment to work together to improve school and neighborhoods and promote nutrition and physical activity. They are also committed to working with the District to develop the comprehensive wellness policies which are required to be in place in summer 2006 under the Child and Nutrition and Work Reauthorization Act.

An award from the Alameda County Health Department was presented to the District in recognition of dedication and contributions made to the continued improvement of nutrition and healthy eating of the children of Oakland Public Schools.

A second award was presented to Jennifer LeBarre, Administrative Supervisor, Food Services Department, for her dedication and contribution to the continued improvement of nutrition and healthy eating of the children of Oakland Public Schools.

Director Dan Siegel acknowledged members of the Nutrition Task Force who were attending tonight's meeting, as well as the efforts of Jennifer LeBarre.

Presentation/Acknowledgment Made

J. State Administrator's Report



05-0202

Report - Response to District's Request for Letters of Interest - Program Year Four Schools

Presentation of Report on Response to District's Request for Letters of Interest (RFLOI) in Restructuring Schools Under Program Improvement Year Four Sanctions.

Attachments: [05-0202 - Report - LOI - Year 4 Schools.ppt](#)

overview of options under No Child Left Behind (NCLB), the principles we used as we evaluated the options; a summary of what we received; and a look at the school data and recommendations on a school-by-school basis.

She said we received approximately 54 letters of interest. The goal we have is that 70% of our students will be proficient in English/Language Arts and Math. The federal government has set targets under NCLB regarding Program Improvement Year 4. If a school fails to meet its targets as a whole and for all of its subgroups, after two years, it goes into program improvement. If, after four years, it has still failed to meet the targets, then the law provides five options that districts must use to respond: (1) To reopen as a charter school; (2) To contract with another entity to operate the public school; (3) To turn the school over to the state; (4) To replace all or most of the school staff (5) Any other major restructuring.

Ms. George said as we reviewed all the letters received, we looked at both the internal options which are listed as (4) and (5) above before considering any of the external options.

Today's presentation is going to focus on the management and governance issues. Once we make those decisions, we can turn to the resources that have now been identified through the letters of interest.

Regarding restructuring, Allendale, Sobrante Park and Stonehurst were considered that met the criteria of having an API of 590 or greater which is the target for 2004-5. They had at least met the school wide targets for 2003-4 which is 13.6% proficiency in English/Language Arts and Math. The proficiency targets under NCLB for P.I. Year 4 schools this year with 13.6%--most of our schools have demonstrated fairly significant improvements in math, English/Language Arts. These are the targets that NCLB has through 2008-9.

Ms. George said Fremont and McClymonds would have been in P.I. Year 2, but because of changes made, none of them are under sanction. We are driving toward the same outcomes, but we have local control over the approach to changes we want to see. New school creation is a local restructuring option and is significant. It creates a new school and the new school that it creates is not in program improvement. The third option allowed under the law is replacement of staff or reconstitution. Regarding the external options and the general principles used, we only considered them after review of all the internal options. If we received several letters of interest for one school, we evaluated the letters against a rubric and identified the top one or two respondents.

Ms. George gave a summary of the letters received. For internal restructuring, we received letters for Highland, Allendale, Highland, Sobrante Park, Lockwood and Webster. For new school creation, we received letters for Allendale, Cox, Hawthorne, Jefferson, Melrose, Prescott, Stonehurst, and Webster. We received letters at Melrose and Stonehurst proposing that as they were in conjunction with their new school creation models, their proposal dealt with how they wanted to adjust in 2005-6. For external restructuring, we received one letter of interest from Arts Associates regarding a contract school at Horace Mann. We received charter letters of interest from Education for Change, Teach, Inc., Oakland Arts in Technology Academies, Inside Education Group; First African Methodist Episcopal Church of Oakland; and Allen Temple Baptist Church. We received a series of

general respondent letters offering their support.

Ms. George briefly reviewed the performance in English/Language Arts and Math for the 13 schools. We have sent letters to all of our respondents by e-mail, notifying them of decisions or pending decisions.

Victor Valenzuela, student, Skyline High School, had questions to FCMAT regarding the Exit exam and test anxiety.

Sean Van Straten, student, noted all the schools mentioned were elementary schools.

Angelou Masters, student, Skyline, said charter schools are not the answers and the District should not be targeting the elementary schools.

Ben Visnick, OEA President, urged union members at any of the 13 schools to not sign charter petitions; they are very concerned about the group Education For Change and commented on the movement of additional portables to Hawthorne School.

Mark Airgood, teacher, Brewer, commented on charters schools and the quality of education in the District.

Tim Marshall, teacher, Melrose, spoke about the need for real reform with the engagement of parents, staff and students and administrators.

Marla Kamiya, teacher, Melrose, said research shows that students are doing worse in charter schools and there is a burden of proof on the District to say why it is the direction to go. The most committed teachers in the District have said they do not think it will address the issues they have seen that are holding back our kids.

Manny Lopez, teacher, Cox Elementary, stated he wants to be a part of the stability of their school site. Parents at the school feel they have not been involved in the process.

Pat Kaplan, teacher, Joaquin Miller School, said public education is being destroyed in Oakland.

Ronald Cruz, student, UC Berkeley, spoke about organizing in the communities in opposition to the proposed changes.

Rita Sharp, teacher, Prescott School, requested clarification regarding Recommendation 3.

Elizabeth Henry, teacher, Whittier Elementary School, had questions about the companies that submitted letters of interest.

Neil Lyons said the people who take over the schools do not care about the students.

Oscar Wright said the District has had the opportunity to teach the kids and the District failed. Reform efforts should be for all kids.

Ben Chavis, American Indian Public Charter School, responded to comments made earlier by speakers regarding charter schools.

Director Siegel said he disagreed with several of the recommendations. Schools that have not been successful have not been given what they need to succeed. Charters are not necessarily better than other schools. There is no evidence that charters are successful with English language learners.

Director Hamill asked about the pressure at the end of the line that is forcing us to adopt the federal framework and adopt it so tightly? She said she supports new strategies for creating new schools and bringing a new team of people in, but she says the federal template creates a divisive relationship between charter school owners and everyone else. It presumes charter school owners perform better when they do not. We have more charter schools here than anywhere else in the state. There is a need to be more systematic and thoughtful and that's not what this process is. From a management perspective, we need to step back really quickly.

Director Spearman stated none of the new providers have any proven track record. We do have schools in Oakland that work. There is a need for diligence in how we look at academics.

Acting President Kakishiba said he is concerned that this level of change this quickly is not going to be done well and it is going to cost us a lot of money. There are 4 or 5 schools that are going to be incubated over a two-year period of time. If we are able to do this over a two-year period for some schools, we should be able to do the same thing for all schools.

Dr. Ward says No Child Left Behind is a positive opportunity to make drastic change. Interviews will be taking place in the next month and we will know what the options we have. Board Member and the community will be kept informed.

Presentation/Acknowledgment Made



05-0207

District's FCMAT Recovery Plan: Pupil Achievement

Presentation of the District's FCMAT Recovery Plan: Pupil Achievement

Attachments: [WEBxtender](#)

Dr. Dorothy Norwood, Director, State and Federal Programs, stated a progress report will be given based on the evaluation conducted by FCMAT. Our most recent visit was in September 2004 and our self rating was conducted in January 2005. She said scores of 8 to 10 should be achieved for the standards to be implemented. Staff from the Division of Student Achievement will be highlighting some of the accomplishments based on the ratings and standards achieved thus far.

Jessica Evans, Director of Elementary Education, highlighted some of the accomplishments this year in Teaching and Learning, including exit from COMITE, the United States Department of Education, Office of Civil Rights oversight of the English Learning Program; implementation of new, more structured approach to ELD, as well as transition into English at the elementary level; implementation of site based professional development based on data inquiry; Open Court professional development for principals with the author of Open Court, as well as site based coaching for principals and instructional facilitators;

implementation of standards based secondary English textbooks; intense focus on CAHSEE math; and inauguration of Oakland Leadership Academy that supports aspiring administrators.

Patrick Lee reported on the implementation of Edusoft, a web-based educational tool. The implementation of our secondary English diagnostic and benchmark assessment has been our first year of implementing the Holt English Language Arts program in middle and high schools. We have continued to implement other assessments across content areas. The District has implemented Open Court at the preschool level. Intense development on data use is being offered to the administrators. There was a successful opening of our year-round enrollment center with testing and enrollment of over 1,200 new English learner students by the bilingual student assessment center and over 1,000 high school students through the Options Program.

Phyllis Harris, Executive Director for Special Education, spoke about some positive things that have occurred since the beginning of the year, including the STARS model program which was implemented this year in the teaching of autistic children; improvement in the quality of IEPs through intensive teacher training and introduction of electronic IEP forms. The department has a fully developed IEP management program that will go on line in late February to facilitate the paperwork problems and to ensure the IEPs are more compliant. Parent involvement has increased through an active parent advisory committee and monthly parent education. There were successful efforts to reduce the encroachment through review of nonpublic school placements, negotiating future placements with our partners and a monitoring of our relationships by a fiscal analyst. We have reduced the number of students enrolled in Special Education this year by 35.

Oscar Wright commented on the issue of content of what students are taught in school which would prepare students to do well on state- and federally-mandated tests.

Tania Kappner, teacher, Oakland Technical High School, stated they do not want cuts and they wish to end the state takeover. They don't want 13 schools turned into charter schools. She said 12 of the 14 majority Latino schools at the elementary level of Oakland are being targeted. They want class size reduction and real English Language learner programs, instead of an attack on the Latino community.

Ben Visnick, President, OEA, urged the District to reach a fair contract resolution in order to join together and take on the enemies in Sacramento and D. C. Every school in Oakland should have an equal quality program that is offered in a hill school.

Dr. Ward said FCMAT does not look at test scores as an item. This is the beginning of updates requested by board members. FCMAT will be in the District again in May and all of the areas will be reassessed.

Director Greg Hodge asked when a status report will be given on the multi-year plan. Dr. Ward said the plan is being implemented. We met with Alameda County Office of Education and FCMAT for an update and we have a plan for concurrence by March 1 to review the multi-year plan and the redesign of Central Office.

Director Hamill asked how the assessments are used. Dr. Lee said we are continuing to aggregate the data to look at the degree to which our students are performing at

benchmark and use that information with our sites to better target the instructional interventions. She stressed the need for interventions for math, particularly at the middle and high school levels. Dr. Ward said he would provide information to Dr. Hamill regarding the interventions taking place at the secondary level.

Director Spearman stated some concerns on CAHSEE and asked if students are being prepared to pass a certain portion of the test.

Sue Woehrl, Executive Director, said there are 3,315 students going into 9th grade next year. Of that number 1,700 are at 1's and 2's on a 5-point scale in Math which represents Far Below Basic and Below Basic. Dr. Ward noted the need for a good basic skills program at the middle school level.

Presentation/Acknowledgment Made

Roll Call (Secretary's Observation)

Student Director Floyd-Mayo absent from meeting at 6:10 P.M.

Roll Call: Present: Kerry Hamill, Gregory Hodge, Dan Siegel, Alice Spearman, David Kakishiba and Randolph Ward

Absent: Anne Chiang, Noel Gallo, Brytteni Floyd-Mayo and Gary Yee

Roll Call (Secretary's Observation)

Director Gregory Hodge absent from meeting at 6:20 P.M.

Roll Call: Present: Kerry Hamill, Dan Siegel, Alice Spearman, David Kakishiba and Randolph Ward

Absent: Gregory Hodge, Anne Chiang, Noel Gallo, Brytteni Floyd-Mayo and Gary Yee

K. Public Comments on All Other Agenda and Non-Agenda Items

The following members of the audience addressed the Board of Education and State Administrator:

Dan Spalding, Adult Education teacher and member of AFT, spoke on bargaining issues.

Jim Mordecai said he is a critic of the state takeover and feels the state does not have the capacity. FCMAT also lacks capacity and fails to recognize Brown Act violations. He commented on Education Code section 48070.5 Promotion and Retention of Students.

Obyega Alabegbami, AEKO Consulting, commented on their bid on E-RATE Application for Year 7.

The below listed Charter School petitions also were submitted during consideration of this item.

*COVA Music Charter School
Aspire Public Schools*

American Indian Public Charter School**05-0219 Decision - COVA Music Charter School Petition and Charter**

Presentation of the COVA Music Charter School Petition and Charter

Attachments: [WEBxtender](#)
[05-0219 - COVA Music Charter School.pdf](#)

Valerie M. Abad, Lead Petitioner, presented the COVA petition.

**05-0220 Decision - Aspire Oakland Elementary Charter School Petition and Charter**

Presentation of the Aspire Oakland Elementary Charter School Petition and Charter (K-5)

Attachments: [WEBxtender](#)
[05-0220 - Aspire Oakland Elementary Charter School.pdf](#)

Kristyn Klei, Planning Principal, Aspire Public Schools, presented petition.

**05-0221 Decision - American Indian Public Charter High School**

Presentation of American Indian Public High Petition and Charter

Attachments: [WEBxtender](#)
[05-0221 - American Indian Public High Charter School.pdf](#)

Ben Chavis, Principal, American Indian Public Charter School, presented petition.

L. Report of Student Board Members**05-0222 Student Directors' Report**

Presentation of Student Directors' Report by Brytteni Floyd-Mayo.

Attachments: [WEBxtender](#)

Student Director Brytteni Floyd-Mayo announced the All City Council Meeting for middle/high schools is scheduled for February 15 and will be hosted by one of the small high schools at Fremont Federation site. Reports were distributed for middle and high schools that provided information on upcoming activities, positive things happening at the school sites and student issues and concern. Bret Harte is having a fundraiser for Tsunami Relief; Carter Middle School is scheduling an assembly on nonviolence; Cole Middle School is preparing for the annual Oratorical Fest; Frick Middle School will be having their annual Winter Ball. Oakland High School Leadership class submitted six proposals to the School Site Council and all six were funded. At McClymonds, students are opposed to adding sixth, seventh grader and eighth grades at the school site. Students are also opposed to required uniforms.

State Administrator Ward said all reports submitted by the Student Director are sent to each school site listed. Regarding the issues and concerns, a monthly status report is

expected from staff.

M. Public Hearing(s)

None

N. Adoption of General Consent Report

Student Achievement



[05-0107](#)

Professional Services Agreement - University of California, Berkeley - Professional Development Collaborative for District's History Teachers

Approval by the State Administrator of a Professional Services Agreement between District and The Regents of the University of California, for the latter to provide a collaborative professional development program through the University of California, Berkeley, History-Social Science Project including developing curriculum and supporting materials for District's 5th, 8th and 11th grade history teachers and the University for the period of October 1, 2004 through June 30 2007, in an amount not to exceed \$245,575.00.

Funding Source: Teaching American History Grant

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



[05-0108](#)

Amendment No. 1 to Professional Services Agreement - University of California, Berkeley - Professional Development Collaborative for District's History Teachers

Approval by the State Administrator of Amendment No. 1 to Professional Services Agreement between District and The Regents of the University of California, for the latter to provide a collaborative professional development program through the University of California, Berkeley, History-Social Science Project including developing curriculum and supporting materials for District's 5th, 8th and 11th grade history teachers and the University, deleting sections 7 and 22 of Agreement and adding sections 24, 25 and 26 to Agreement. All other terms and conditions of original Agreement remaining in full force and effect.

Funding Source: Teaching American History Grant

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



[05-0148](#)

Professional Services Agreement - Learning Excitement d/b/a/ Reading

Revolution - Title I Supplemental Education Services

Approval by State Administrator on behalf of the District of a Professional Services Agreement with Learning Excitement d/b/a Reading Revolution, for the latter to provide Title I Supplemental Educational Services (After School Tutoring) for identified K-12 graders for the period January, 2005 through June, 2005 in an amount not to exceed \$97,475.40.

Funding Source: Title I

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.

**05-0162****Professional Services Agreement - New Bridge Foundation's ASPIRE Program**

Approval by the State Administrator of a Professional Services Agreement on behalf of the District with New Bridge, for the latter to coordinate the Each One, Teach One Mentoring Grant at Community Day Middle School from November 1, 2004 through June 30, 2005 in an amount not to exceed \$116,652.00.

Funding Source: Each One, Teach One Mentoring Grant

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.

**05-0086****Professional Services Agreement - Newton Learning - Title I Supplemental Educational Services**

Correction of Previously Adopted Item - 1/27/05 - As Stated Below

Approval by State Administrator on behalf of District of a Professional Service Agreement with Newton Learning, for the latter to provide Title I Supplemental Educational Services (After School Tutoring) for identified K-5 [previously adopted as K-12] graders for the period January, 2005 through June, 2005 in the amount of \$243,688.50.

Funding Source: Title I

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.

Human Resources**05-0147****Personnel Report No. 0005-0009**

Approval of Personnel Report No. 0005-0009.

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.


 [05-0179](#) **Amended Board Policy - Personnel - BP 4157.3 - Fitness for Duty Evaluation**

Adoption of Amended Board Policy - Personnel - BP 4157.3 - Fitness for Duty Evaluation - deleting the word "physical" from Section 11, sentence 1 of the policy adopted 12/15/04. All other provisions of the policy remaining in full force and effect.

Attachments: [BP 4157.3 - Fitness for Duty Evaluation.rtf](#)

This Matter was Adopted on the Consent Agenda.

Fiscal


 [05-0122](#) **Youth Together Grant Application - Oakland Fund for Children and Youth - Skyline, Fremont Federation, and Castlemont Community of Small Schools**

Approval and Support by the State Administrator on behalf of the District of Youth Together Grant Application to the Oakland Fund for Children and Youth to provide youth centers, school-based collaboratives for student leadership development for pupils at Skyline, Fremont Federation, and Castlemont Community of Small Schools, in the amount of \$300,000.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.

 [05-0123](#) **Matter of Trust, Inc. Grant Application - Oakland Fund for Children and Youth - Technology Services/KDOL TV**

Approval and Support by the State Administrator on behalf of the District of Matter of Trust, Inc. Grant Application to the Oakland Fund for Children and Youth to provide students with media writing, reading, speaking, oral presentation, and technical skills to support increased academic preparation using Technology Services/KDOL TV, in the amount of \$80,335.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.

 [05-0124](#) **Luna Kids Dance Grant Application - Oakland Fund for Children and Youth - Encompass Academy**

Approval and Support by the State Administrator on behalf of the District of Luna Kids Dance Grant Application to the Oakland Fund for Children and Youth to use dance as an academic support activity linked to the State academic frameworks to support goals and objectives of the school site plan for Encompass Academy, in the amount of \$68,268.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0125

East Bay Asian Youth Center Grant Application - Oakland Fund for Children and Youth - Oakland High and Life Academy High Schools

Approval and Support by the State Administrator on behalf of the District of East Bay Asian Youth Center Grant Application to the Oakland Fund for Children and Youth to provide daily after-school academic support, college preparation services, and learning-through-serving internships for students at Oakland High and Life Academy High Schools, in the amount of \$159,792.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0126

Girls Incorporated of Alameda County Grant Application - Oakland Fund for Children and Youth - Parker School

Approval and Support by the State Administrator on behalf of the District of Girls Incorporated of Alameda County Grant Application to the Oakland Fund for Children and Youth to provide literacy skill development, self-esteem training and success strategies for Grades 1 and 2 girls whose academic performance is below grade level at Parker School, in the amount of \$122,185.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0127

Oakland Youth Chorus Grant Application - Oakland Fund for Children and Youth - Various Schools

Approval and Support by the State Administrator on behalf of the District of Oakland Youth Chorus Grant Application to Oakland Fund for Children and Youth to provide music education and performance, infused with literacy, math, and language for academic support for pupils at Brewer, Acorn Woodland, Think College Now, Encompass, Glenview, Crocker Highland, Kaiser, and Sequoia Schools, in the amount of \$139,110.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0128

ARC Associates, Inc. Grant Application - Oakland Fund for Children and Youth - McClymonds High School

Approval and Support by the State Administrator on behalf of the District of ARC Associates, Inc. Grant Application to the Oakland Fund for Children and Youth to promote critical thinking in students and literacy through creative filmmaking and audio productions using digital technology for pupils at McClymonds High School, in the amount of \$98,750.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0129

Attitudinal Healing Connection Grant Application - Oakland Fund for Children and Youth - Santa Fe, Lowell, Kipp Bridge College Preparatory

Approval and Support by the State Administrator on behalf of the District of Attitudinal Healing Connection Grant Application to the Oakland Fund for Children and Youth to provide visual arts and craft curriculum with a focus on self-esteem and aesthetic skill building linked to the State Academic Content Standards for Visual and Language Arts for pupils at Sante Fe, Lowell, and KIPP Bridge College Preparatory Schools, in the amount of \$75,000.00, for the period September 6, 2005 to June 9, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0130

Philanthropic Ventures Foundation Grant Application - Oakland Fund for Children and Youth - McClymonds High School

Approval and Support by the State Administrator on behalf of the District of Philanthropic Ventures Foundation Grant Application to the Oakland Fund for Children and Youth to support healthy transitions into adulthood through health education and pro-social physical arts programming for pupils at McClymonds High School, in the amount of \$27,375.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0131

Dimensions Dance Theater Grant Application - Oakland Fund for Children and Youth - Various Schools

Approval and Support by the State Administrator on behalf of the District of Dimensions Dance Theater Grant Application to the Oakland Fund for Children and Youth to provide an in-depth performing arts experience through rites of passage for pupils at Robeson Visual Performing Arts, Growing Children, and Skyline High Schools, in the amount of \$70,000.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0132

East Bay Community Law Center Grant Application - Oakland Fund for Children and Youth - McClymonds High School

Approval and Support by the State Administrator on behalf of the District of East Bay Community Law Center Grant Application to the Oakland Fund for Children and Youth to support the McClymonds Economic Assets Network for students that offers matching dollars for money students save for post-secondary education and provides ongoing financial education to students involved in the program, in the amount of \$37,500.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0133

ARC Associates Grant Application - Oakland Fund for Children and Youth - Allendale Elementary School

Approval and Support by the State Administrator on behalf of the District of ARC Associates Grant Application to the Oakland Fund for Children and Youth to provide a comprehensive after-school program with academic support and enrichment activities for pupils at Allendale Elementary School, in the amount of \$60,000.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0134

Youth ALIVE! Grant Application - Oakland Fund for Children and Youth - Various Schools

Approval and Support by the State Administrator on behalf of the District of Youth Alive! Grant Application to the Oakland Fund for Children and Youth to support youth violence prevention programs for pupils at the Arts, Castlemont School of Business, Information and Technology, Leadership Preparatory School, Life Academy, Frick, and James Madison Schools, in the amount of \$175,000.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0135

Growing Children Charter School Grant Application - Oakland Fund for Children and Youth - After School Program

Approval and Support by the State Administrator on behalf of the District of Growing Children Charter School Grant Application to the Oakland Fund for Children and Youth to provide a comprehensive after-school program with enrichment and life skills training in the amount of \$171,617.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0136

Global Education Partnership Grant Application - Oakland Fund for Children and Youth - Various Schools

Approval and Support by the State Administrator on behalf of the District of Global Education Partnership Grant Application to the Oakland Fund for Children and Youth to provide business skill training and access to employment opportunities for pupils at Castlemont, Youth Empowerment, and McClymonds Schools, in the amount of \$103,299.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0137

Alameda County Health Care Foundation, Model Neighborhood Program Grant Application - Oakland Fund for Children and Youth - Various Schools

Approval and Support by the State Administrator on behalf of the District of Alameda County Health Care Foundation, Model Neighborhood Program Grant Application to the Oakland Fund for Children and Youth to provide content standards training in science for pupils at Calvin Simmons, Elmhurst, and Frick Middle Schools, in the amount of \$75,000.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0138

Health Initiatives for Youth Grant Application - Oakland Fund for Children and Youth - McClymonds High School

Approval and Support by the State Administrator on behalf of the District of Health Initiatives for Youth Grant Application to the Oakland Fund for Children and Youth to train peer health educators to support improved health outcomes that leads to improved student academic achievement for pupils at McClymonds High School, in the amount of \$74,854.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0139

Alameda County Youth Development, Inc./Scotland Center Grant Application - Oakland Fund for Children and Youth - Elmhurst School

Approval and Support by the State Administrator on behalf of the District of Alameda County Youth Development, Inc./Scotland Center Grant Application to the Oakland Fund for Children and Youth to provide an after-school program that emphasizes self-development and academic motivation through creativity and mentoring support for pupils at Elmhurst School, in the amount of \$278,308.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0140

Attitudinal Healing Connection Grant Application - City of Oakland Cultural Funding Program - Various Schools

Approval and Support by the State Administrator on behalf of the District of Attitudinal Healing Connection Grant Application to the City of Oakland - Cultural Funding Program to provide visual and performing arts curriculum with a focus on self-esteem and aesthetic skill building linked to the State Academic Content Standards for Visual and Language Arts for pupils at Sante Fe, Lowell, KIPP Bridge College Preparatory, Woodland, Hoover, and McClymonds Schools, in the amount of \$64,124.00, for the period September 6, 2005 to June 9, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: City of Oakland Cultural Funding Program

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0141

Oakland Unified School District Grant Award - Philanthropic Ventures Foundation - Special Education Program, Foster School

Acceptance by the State Administrator on behalf of the District of a Grant Award from the Philanthropic Ventures Foundation, providing funding for software packages Draft: Builder, IntelliTalk 3, SwitchIt Maker and SwitchIt Arcade for the AAC/AT Center, in the amount of \$450.00, for the period July 1, 2004 to June 30, 2005 for the Special Education Program, housed at Foster School Site.

Funding Source: Philanthropic Ventures Foundation

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0142

Oakland Unified School District Grant Award - Philanthropic Ventures Foundation - Special Education Program, Foster School

Acceptance by the State Administrator on behalf of the District of Grant Award from the Philanthropic Ventures Foundation, providing funding for software packages Speaking Dynamically Pro, Teen Tunes and Build-ability for the AT/AAC library, in the amount of \$450.00, for the period July 1, 2004 to June 30, 2005, for the Special Education Program, housed at Foster School Site.

Funding Source: Philanthropic Ventures Foundation

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0143

Oakland Unified School District Grant Application - Oakland Fund for Children and Youth - Calvin Simmons Middle School

Approval and Support by the State Administrator on behalf of the District of a Grant Application to the Oakland Fund for Children and Youth to support an after-school program for academic support services for pupils of Calvin Simmons Middle School, in the amount of \$130,111.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0145

Oakland Unified School District Grant Application - Oakland Fund for Children and Youth - Frick Middle School

Approval and Support by the State Administrator on behalf of the District of a Grant Application to the Oakland Fund for Children and Youth to support an after-school program for academic support services focusing on math and reading skills for pupils at Frick Middle School, in the amount of \$175,000.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0146

Oakland Unified School District Grant Application - Oakland Fund for Children and Youth - ACORN Woodland School

Approval and Support by the State Administrator on behalf of the District of a Grant Application to the Oakland Fund for Children and Youth to provide targeted academic intervention, structured homework assistance, as well as science, technology, arts enrichment and recreation opportunities after school for pupils at ACORN Woodland School, in the amount of \$98,969.00, for the period July 1, 2005 to June 30, 2006 and, if awarded, to accept same, in whole or in part, pursuant to terms and conditions thereof, if any.

Funding Source: Oakland Fund for Children and Youth**Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****Facilities****05-0109****Professional Services Agreement - ACC Environmental Inc. - School of Social Justice Portable Project**

Ratification by State Administrator on behalf of the District of Professional Services Agreement with ACC Environmental Inc., Oakland, CA, for the latter to provide a soils report for dirt displaced during trenching for underground utilities for the School of Social Justice Portable Project, for the period September 1, 2004 through September 30, 2004, in an amount not to exceed \$1,551.00.

Funding Source: General Obligation Bond**Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****05-0111****Routine Maintenance Agreement - Alcal-Arcade Contracting Inc. - Garfield Elementary School Modernization Project**

Ratification by State Administrator on behalf of the District of Routine Maintenance Agreement with Alcal-Arcade Contracting, Inc, dba Alcal Roofing & Installation, Hayward, CA, for the latter to replace roof and perform related services on the multi-purpose room at Garfield Elementary School, for the period commencing October 11, 2004 and terminating October 22, 2004, in an amount not to exceed \$37,086.00.

Funding Source: Developer Fees**Attachments:** [WEBxtender](#)**This Matter was Adopted on the Consent Agenda.****05-0112****Amendment No. 1 to Professional Services Agreement - American Discount Security - School of Social Justice Portable Project**

Ratification by State Administrator on behalf of the District of Amendment No. 1 to Professional Services Agreement with American Discount Security, Fremont, CA, for the latter to provide additional security in conjunction with the School of Social Justice Portable Project in an additional amount not to exceed \$9,667.00, increasing the current contract from \$20,000.00 to a not-to-exceed amount of \$29,667.00, and extending the contract end date to September 24, 2004. All other terms and conditions of the Agreement remaining in full force and effect.

Funding Source: General Obligation Bond**Attachments:** [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



[05-0113](#)

Amendment No. 1 Professional Services Agreement - BFGC Architectural Services - Melrose Leadership Academy Portables Project

Ratification by State Administrator on behalf of the District of Amendment No. 1 to Professional Services Agreement with BFGC Architectural Services, Oakland, CA, to revise site plans in conjunction with the Melrose Leadership Academy Portables Project, in an additional amount not to exceed \$13,114.00, increasing the current contract from \$298,360.00 to a not-to-exceed amount of \$311,474.00, and extending the contract end date to September 15, 2005. All other terms and conditions of the Agreement remaining in full force and effect.

Funding Source: General Obligation Bond

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



[05-0114](#)

Award of Bid and Contract - Bohm Environmental Solutions - Castlemont High School Shop Building Modernization Project

Ratification by State Administrator on behalf of the District of Resolution No. 0304-0090, awarding bid and construction contract for the Castlemont High School Shop Building Modernization Project to Bohm Environmental Solutions, Oakland, CA, as lowest responsible, responsive bidder, for the period commencing January 15, 2005 and ending February 14, 2005 in the amount of \$39,777.00.

Funding Source: General Obligation Bond

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



[05-0115](#)

Professional Services Agreement - Greg Roja & Associates - Manzanita Elementary School Modernization Project

Ratification by State Administrator on behalf of the District of Professional Services Agreement with Greg Roja & Associates, Inc., San Francisco, CA, for the latter to provide architectural services in conjunction with the Manzanita Elementary School Modernization Project, for the period commencing December 13, 2004 and concluding upon completion of the desired services described therein, but not later than June 8, 2007, in an amount not to exceed \$81,900.00.

Funding Source: General Obligation Bond

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



[05-0116](#)

Professional Services Agreement - Interactive Resources - Community Day School Site Reutilization Project

Ratification by State Administrator on behalf of the District of Professional Services Agreement with Interactive Resources, Point Richmond, CA, for the latter to perform structural engineering services in conjunction with the Old Chabot Community Day School Site Reutilization Project, for the period commencing December 13, 2004 and concluding no later than March 31, 2005, in an amount not to exceed \$15,000.00.

Funding Source: Site Reutilization

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0117

Professional Services Agreement - Roland Lakes - Facilities Cost Estimating and Related Services

Ratification by State Administrator on behalf of the District of Professional Services Agreement with Roland Lakes, Oakland, CA, for the latter to provide cost estimating services for the Division of Facilities, Planning and Management, for the period commencing January 1, 2005 and conclude upon completion of consulting services described therein, or December 31, 2005, whichever comes first, in an amount not to exceed \$100,000.00.

Funding Source: General Obligation Bond

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0118

Small Construction Contract - Lloyd E. McKinney Associates, Inc. - Oakland Technical High School Modernization Project

Ratification by State Administrator on behalf of the District of Professional Services Agreement with Lloyd F. McKinney Associates, Inc., Hayward, CA, for the latter to install fire alarm system, clock, speaker, data, telephone, and security system for the Oakland Technical High School Modernization Project, for the period commencing December 15, 2004 and terminating January 15, 2005, in an amount not to exceed \$14,982.00.

Funding Source: General Obligation Bond

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0119

Maintenance Agreement - Waterproofing Associates - Crocker Highlands Elementary School Modernization Project

Ratification by State Administrator on behalf of the District of Professional Services Agreement with Waterproofing Associates, Mountain View, CA, for the latter to repair roof and deck of the Multipurpose Room and the third graders' room in conjunction with the Crocker Highlands Modernization Project, for the period commencing November 10, 2004 and terminating December 24, 2004, in an amount not to exceed \$20,324.00.

Funding Source: General Obligation Bond

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.



05-0120

Amendment No. 1 Professional Services Agreement - Youngblood Electric Company - Lowell Truancy Center Project

Ratification by State Administrator on behalf of the District of Amendment No. 1 to Professional Services Agreement with Youngblood Electric Company, Oakland, CA, for the latter to provide power circuits and receptacles for office partitions for the Lowell Truancy Center Site Reutilization Project, in an amount not to exceed \$3,760.00, increasing the contract from \$14,900.00 to a not to exceed amount of \$18,660.00. All other terms and conditions of the Agreement remaining in full force and effect.

Funding Source: Developer Fees

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.

State Administrator and/or Board of Education



05-0178

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, January 27, 2005

Attachments: [WEBxtender](#)

This Matter was Adopted on the Consent Agenda.

Passed 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: 5 - Gregory Hodge, Anne Chiang, Noel Gallo, Brytteni Floyd-Mayo and Gary Yee
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

O. Unfinished Business

Human Resources



[04-1589](#)

Collective Bargaining Agreement - District and United Administrators of Oakland Schools (UAOS), Local 83

Adoption of Tentative Agreement, as Agreement Between District and United Administrators of Oakland Schools (UAOS), Local 83, representing Certificated & Classified Administrators, for the period July 1, 2003 through June 30, 2006.

Funding Source: General; Child Development; Adult Education; Food Service; Self-Insurance and General Obligation Bond Funds

Attachments: [WEBxtender](#)
[Fact Finding Report - OUSD v. UAOS - Perb No. SF-IM-2575-E.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: 5 - Gregory Hodge, Anne Chiang, Noel Gallo, Brytteni Floyd-Mayo and Gary Yee
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

P. New Business



[05-0206](#)

E-Rate Year 7 Application and Award of Bids (Contingency Plan, If Necessary, To Avoid Loss of Funds)

Approval of and authorization by State Administrator to submit to the Federal Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) the District's Year 7 application seeking approximately \$7,312,432.51 in E-Rate funds for the 2004-2005 Funding Cycle; further authorizing and appropriating a separate required District match of up to \$731,243.25 from non-General Purpose Funds; further authorizing Award of Bid and Agreement with the following vendors: SBC for Groups 1 and 2 schools identified in the RFP for a cumulative amount not to exceed \$6,047,287.88 plus estimated taxes of \$250,813.21 and with Digital Design for Group 3 schools identified in the RFP for a cumulative amount not to exceed \$971,881.00 plus estimated taxes of 42,450.42, subject to approval of and award to District of all or a portion of the funding application by SLD and a further determination that the projects do not conflict with the interests of the District; and further authorizing acceptance of and execution of Grant Agreement and any amendments thereto with SLD for Fiscal Year 2005-2006; each and all documents referenced herein, subject to form and content approval by the General Counsel.

Note: The electrical costs associated with the Year 8 E-rate Project are excluded here from and will be recommended for award at a yet to be determined board meeting.

Attachments: [05-0206M - E-Rate Year 7.pdf](#)
[05-0206M - E-Rate Year 7.pdf](#)

This file and Legislative Files 05-0208 and 05-0209 were considered and adopted concurrently.

This Matter was Adopted on the Consent Agenda.



05-0208

E-Rate Year 8 Application and Award of Bids

Approval of and authorization by State Administrator to submit to the Federal Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) the District's Year 8 application seeking approximately \$8,663,601.62 in E-Rate funds for Fiscal Year 2005-2006; further authorizing and appropriating a separate required District match of up to \$1,487,539.49 from non-General Purpose Funds; further authorizing Award of Bid and Agreement with the following vendors: SBC for Groups 1, 2, 3, 5, 6, 7 and 8 schools identified in the RFP for a cumulative amount not to exceed \$7,980,252.77 plus estimated taxes of \$337,786.69 and with Digital Design for Group 4 schools identified in the RFP for a cumulative amount not to exceed \$323,131.00 plus estimated taxes of \$22,431.16, subject to approval of and award to District of all or a portion of the funding application by SLD and a further determination that the projects do not conflict with the interests of the District; and further authorizing acceptance of and execution of Grant Agreement and any amendments thereto with SLD for Fiscal Year 2005-2006; each and all documents referenced herein, subject to form and content approval by the General Counsel.

Note: The electrical costs associated with the Year 8 E-rate Project are excluded here from and will be recommended for award at a yet to be determine board meeting.

Attachments: [05-0208M - E-Rate Year 8.pdf](#)
[05-0208M - E-Rate Year 8.pdf](#)

This file and Legislative Files 05-0206 and 05-0209 were considered and adopted concurrently.

This Matter was Adopted on the Consent Agenda.

**05-0209 E-Rate Telecommunication Discounts**

Approval of and authorization by State Administrator to submit to the Federal Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) the District's Year 8 application seeking approximately \$1.7 million in E-Rate funds for Fiscal Year 2005-2006, for direct payment to District's voice and data communication vendors; and among others in particular, authorizing payment and/or Agreements as specified with the following: one year Payment for SBC Gigaman - Multiyear (5 Year) - contract signed May 2002; DGS-CALNET Pacific Bell-MCI, Dedicated Services, Frame Relay & ATM, Internet Services contract extension from December 2005 through December 2008; transfer of Centrex Services from AT&T to SBC Centrex under proposed SBC Centrex 96A Contract for a period of two years with a one year renewal option, subject to mutual Agreement with SBC, for the purpose of ensuring continuity of service without an increase in cost to OUSD; transfer of local and long distance services from AT&T to the DGS CALNET contract, subject to mutual Agreement with DGS CALNET, for the purpose of ensuring continuity of service without an increase in cost to OUSD over current annual costs; transfer of AT&T Basic Phone Services and AT&T Long Distance Services from the current month-to-month Agreement to the DGS CALNET Agreement, subject to mutual Agreement with DGS CALNET, for the purpose of ensuring continuity of service without an increase in cost to OUSD over current annual costs; all the foregoing subject to approval of and award to District of all or a portion of the funding application by SLD and a further determination that the projects do not conflict with the interests of the District; and further authorizing acceptance of and execution of Grant Agreement and any amendments thereto with SLD for Fiscal Year 2005-2006; and each and all documents referenced herein, subject to form and content approval by the General Counsel.

Attachments: [05-0209M E-Rate Telecommunications _2_.pdf](#)
[05-0209M E-Rate Telecommunications _2_.pdf](#)

This file and Legislative Files 05-0206 and 05-0208 were considered and adopted concurrently.

This Matter was Adopted on the Consent Agenda.

Passed The Consent Agenda

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: 5 - Gregory Hodge, Anne Chiang, Noel Gallo, Brytteni Floyd-Mayo and Gary Yee
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

Q. Adoption of the Pupil Discipline Consent Report

- 04-0072 Readmission Hearing - Student FF**

- 04-0231 Readmission Hearing - Student YY**

- 04-0234 Readmission Hearing - Student BBB**

- 04-0318 Readmission Hearing - Student SSS**

- 04-1123 Readmission Hearing - Student C**

- 05-0150 Expulsion Appeal Hearing - Student RR**

- 05-0151 Expulsion Appeal Hearing - Student SS**

- 05-0152 Admission Hearing - Student TT**

Passed The Consent Agenda

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: 5 - Gregory Hodge, Anne Chiang, Noel Gallo, Brytteni Floyd-Mayo and Gary Yee
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

R. Board Discussion

Director Spearman noted tomorrow is Principal for a Day in the school district and Dr. Ward said every school would have a business and/or community partner visiting them for a day. She said students from Frick and Fruitvale would be featured in commercials on the Nickelodeon Channel on Black History Month.

Director Siegel said he was sent a letter of alleged thefts from Oakland Technical Men's Basketball. Deputy Superintendent Arnold Carter said the matter is being investigated.

Director Hamill announced a town hall meeting in District One on March 1 at Piedmont Avenue Elementary School. The agenda includes the District's Recovery Plan and Central Office Redesign.

Acting President Kakishiba encouraged all board members or their appointees to attend the next meeting of the Facilities Advisory Committee which will meet on Tuesday, February 15.

State Administrator Ward said he would attending a DELAC meeting on February 15 to explain the COMITE items. On February 17, the DBAC will be meeting to discuss Measure E efforts over the past year and preliminary projections for 2005-6.

S. Adjournment

State Administrator Randolph Ward adjourned the meeting at 9:11 P.M.

Prepared By: _____

Approved By: _____