

# Oakland Unified School District

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## **Meeting Minutes Long - Final**

**Monday, November 10, 2014**

**6:00 PM**

**KDOL TV Studio, B-213 (2nd Floor), LaEscuelita Education Center, 1050 2nd Avenue, Oakland, CA 94606-2291**

## **Measures A, B, and J Independent Citizens' School Facilities Bond Oversight Committee**

*Renee Swayne, Chair, Pat Williams,  
Vice Chair*

*Shiree Teng, Secretary,*

*Members: (Vacancy), Cesar Escalante, George Holland, Jean Moore, Monte McClain,  
Lisa Young*

## A. Call to Order

*Chairperson Renee Swayne called the meeting to order at 6:12 P.M.*

## B. Roll Call

**Present** 5 - Secretary Shiree Teng  
Member George Holland  
Member Jean Moore  
Vice Chairperson Patricia Williams  
Chairperson Renee Swayne

**Absent** 3 - Member Monte McClain  
Member Cesar Escalante  
Member Lisa Young

## C. Introduction of Staff

*None.*

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

*None.*

## E. Adoption of Committee Minutes



[14-2031](#)

**Minutes - Measures "A, B, & J" ICSFBO Committee - Regular Meeting - May 7, 2014**

Approval by the Measures "A, B & J" Committee of its Regular Meeting Minutes of May 7, 2014.

**Attachments:** [14-2031 Minutes - Measures "A, B, & J" ICSFBO Committee - Regular Meeting - May 7, 2014](#)

**Tabled**



[14-2270](#)

**Minutes - Measures "A, B, & J" ICSFBO Committee - Regular Meeting - September 22, 2014**

Approval by the Measures "A, B & J" Committee of its Regular Meeting Minutes of September 22, 2014.

**Attachments:** [14-2270 Minutes - Measures "A, B, & J" ICSFBO Committee - Regular Meeting - September 22, 2014](#)

**A motion was made by Secretary Teng, seconded by Member Holland, that this Minutes, Committee be Adopted . The motion carried by the following vote.**

**Aye:** 5 - Secretary Shiree Teng  
Member George Holland  
Member Jean Moore  
Vice Chairperson Patricia Williams  
Chairperson Renee Swayne

**Absent:** 4 - [Vacant]  
Member Monte McClain  
Member Cesar Escalante  
Member Lisa Young

**Non-voting:** 0

Enactment No: 15-0276

## F. Unfinished Business

### 12-3082 Measure B Committee Vacancies

A discussion with committee members and a report from staff regarding Measure B Committee vacancies.

*Staff Report - David Colbert*

*Staff reported that applications have been reviewed and their recommendation should be sent this week.*

*Chairperson Swayne announced after today's meeting another vacancy will exist with the resignation of Jean Moore. Chairperson Swayne noted Ms. Moore was committed to remaining on the committee until the Annual Report was approved.*

*Public Comments*

*Mike Hutchinson said vacancies for this committee has been an ongoing problem for the last six months. He said in the past each Board Member would appoint someone from their district to have equal representation across the City. As a citizen of Oakland, he said he is very worried that with little oversight there is not much that can be accomplished because of the difficulty of getting a quorum to hold a meeting.*

*Committee Member Teng asked Mr. Hutchinson for his suggestion to fix the system.*

*Mr. Hutchinson's response:*

*\* To have clear and established rules in the process of how people can apply*

*\* The District should take affirmative actions to make sure people things are different since the State takeover and now is the time to get involved*

**Discussed**



13-2642

### Committee Site Visit Schedule

Discussion and possible adoption of a new Committee Site Visit Schedule.

**Attachments:** 13-2642 2014-2015 CBOC Site Visit Schedule

*Chairperson Swayne said she and staff developed the new schedule for site visits and the schedule represents various states of construction. Site Visits will occur the first Friday of each month.*

**A motion was made by Vice Chairperson Williams, seconded by Secretary Teng, that this Motion be Adopted . The motion carried by the following vote.**

**Aye:** 5 - Secretary Shiree Teng  
Member George Holland  
Member Jean Moore  
Vice Chairperson Patricia Williams  
Chairperson Renee Swayne

**Absent:** 4 - [Vacant]  
Member Monte McClain  
Member Cesar Escalante  
Member Lisa Young

**Non-voting:** 0

Enactment No: 15-0277

 [14-0081](#)

**Measures A, B & J Independent Citizens' School Facilities Bond Oversight Committee 2012/2013 Annual Report**

Presentation to the Board of Education the Measures "A, B & J" Independent Citizens' School Facilities Bond Oversight Committee 2012/2013 Annual Report.

**Attachments:** [14-0081 Measures A, B & J Independent Citizens' School Facilities Bond Oversight Committee 2012/2013 Annual Report](#)

*Chairperson Swayne said staff did an excellent job in choosing the photographs for the Annual Report. She said she believes the report to be accurate and the audit report lists items to be dealt with.*

*Committee Member Holland wanted to know when was the report made available to Committee Members?*

*Chairperson Swayne said several drafts had been provided to Committee Members. She said this is the final version for approval by the committee tonight.*

*Committee Member Holland wanted to know why some of the expenditures had no dollar figure, just a blank space.*

*Staff Response from Michael Ezra - There were no expenditures for those projects, but the project had been approved by the Board.*

*Staff Response from David Colbert - These expenditures will appear in an Annual Report for another year.*

*Committee Member Jean Moore wanted to know if the totals on the page with the audit review and findings and the first paragraph on the annual review and expenditures which totaled \$29,784,000 was the same as the total on the last page?*

*Michael Ezra said "yes."*

*Committee Member Teng asked for the definition for Local Business and Local Contractors on page 3 of the Annual Report under the heading of Supporting the Local Economy?*

*Staff Response - David Colbert said it is a combination of Oakland residents and Oakland businesses.*

*Committee Member Teng had a question regarding the audit review and findings, last paragraph, last sentence - It states bond proceeds is not to be used to pay administrative salaries and the Annual Report list \$2,400,00 payments to District staff.*

*Vice Chair Patricia Williams said she believes that statement means not to pay overhead administrative costs. She said you need staff to manage the project and these are legitimate expenditures.*

**Public Comments**

*Mike Hutchinson said there is a Board Policy regarding local hire that identifies what is considered a local vendor and the required level of local employees. Mr. Hutchinson questioned how the expenditures are listed, some were left blank and some had a dash and he wanted to know what did it mean when left blank? Mr. Hutchinson the numbers for Glenview Elementary School project keep growing and the citizens need oversight. He said he too questioned why Measure J Funds are being used for administrative costs in the*

*Facilities Department for staff to manage the funds and suggested deferring this question to General Counsel if there is a legal question.*

**A motion was made by Member Moore, seconded by Member Williams, that this Motion be Adopted . The motion carried by the following vote.**

**Aye:** 5 - Secretary Shiree Teng  
Member George Holland  
Member Jean Moore  
Vice Chairperson Patricia Williams  
Chairperson Renee Swayne

**Absent:** 4 - [Vacant]  
Member Monte McClain  
Member Cesar Escalante  
Member Lisa Young

**Non-voting:** 0

## G. New Business



### [14-2271](#)

#### **Measures A, B, & J (Fund 2122) - Budget to Actual Expenditures, Cash Flow Projections through October 31, 2014**

Presentation of the Bond Oversight Committee of the Measures A, B, & J (Fund 2122) - Budget to Actual Expenditures, and Cash Flow Projections through October 31, 2014.

**Attachments:** [14-2271 Measures A, B, & J \(Fund 2122\) - Budget to Actual Expenditures, Cash Flow Projections through October 31, 2014](#)

*Michael Ezra made the staff report. Mr. Ezra reported most of the activity on the expenditure report are Measure J funds and less are Measure B funds.*

*There were no Committee Member comments*

#### *Public Comments*

*Mike Hutchinson noted that \$6 million has been spent on pre-design for the Glenview Elementary School project to decide renovation or replacement of the school. He said the school community has been told the building will be replaced and the costs have grown by 50% based on the 2012 Master Facilities List. He said the Board has not voted on the cost for Fremont High School, only \$8 million for replacement. Mr. Hutchinson suggested in future Budget to Actual Reports staff should attach the Legislative File Number listed on the General Consent Report where it is approved by the Board.*

### [14-2289](#)

#### **Committee Site Visit - October 3, 2014 - LaEscuelita Educational Complex**

Report of the Committee's site visit to LaEscuelita Education Complex on October 3, 2014

*Vice Chair Patricia Williams*

*The site visit was well attended and the tour was extensive.*

*Committee Member Teng*

*The school site was impressive and she wished all schools were like this one.*

[14-2290](#)

**Committee Site Visit - November 7, 2014 - Stonehurst CDC and Fremont High School**

Report of the Committee's site visit to Stonehurst CDC and Fremont High School on November 7, 2014

*Committee Member Comments*

*Committee Member Teng*

- Impressed with the renovations
- A little disturbed with the trash around the CDC Center
- Beautiful raised beds for gardens, but no garden yet planted
- Would like to see the Master Plan for Fremont High School. She asked the principal what were some of the things he would like to see at the school. The list included a stadium, playing field and American with Disabilities Act compliant gym.

*Chairperson Swayne*

*The garden beds had not been there long and perhaps that's why no flowers have been planted.*

*Staff Comments*

*David Colbert said the work at Fremont High School has been ongoing for 3-4 years and within the next few months there will be community meetings regarding what will take place on the Fremont campus and the committee will be notified of the meetings.*

*Chairperson Swayne said the District is trying to determine how many students will actually attend Fremont High School so that the school is not over built or under built.*

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

[14-2272](#)

**Measures "A, B, & J" - Public Comments - November 10, 2014**

Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the Committee - November 10, 2014.

*Mike Hutchinson said when construction for LaEscuelita was first proposed, the cost was \$28 million and now the costs are up to \$89 million and counting. He said this is an example of a project out of control. He said there is now a complex that includes a high school, television studio and health clinic. Mr. Hutchinson said the Glenview community was told by Tim White and other District staff that because renovation was a certain percentage of what replacement costs would be, they decided upon total replacement of the building. He said the entire school does not need to be replaced if the savings of replacement would allow the District to do other things in other neighborhoods.*

## I. Introduction of New Legislative Matter

*Vice Chair Williams requested information regarding the overall State audit for the District and its effect on the cost of bonds. Chairperson Swayne said she will ask staff to make a presentation at the next committee meeting.*

*Because there was not a quorum of Committee Members presents at today's committee meeting to approve the 2012-2013 Annual Report, Chairperson Swayne suggested convening a Special Committee Meeting on December 2nd.*

*Committee Member Moore recalled when some of the current members joined the committee, they approved reports for fiscal year they were not members on the committee and wanted to know if the current members could approve the 2012-2013 Annual Report.*

*Chairperson Swayne suggested the committee take a vote to approve today and if the vote is considered invalid, they can take another vote at the December 2nd Special Meeting.*

*Motion by Patricia Williams  
Second by Jean Moore*

*The motion carried the following vote:  
Yes-Jean Moore  
Yes-George Holland  
Yes-Shiree Teng  
Yes-Vice Chair Patricia Williams  
Yes-Chairperson Renee Swayne*

*The 2012-2013 Measures A, B, & J Annual Report was adopted.*

*Future Committee Meeting Dates - December 2nd (if necessary) and January 26th.*

## J. Adjournment

*Chairperson Swayne adjourned the meeting at 7:21 P.M.*

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

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